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Local Govt.

CITY COUNCIL MEETING NO. 13

The Regular Meeting of City Council Will be Held in the Council Chamber on Monday, June 23, 1969, at 8:00 p.m.

ROLL CALL

PRESENTATION OF DEPARTMENT OF HIGHWAYS CERTIFICATE OF SUCCESSFUL COMPLETION OF *MUNICIPAL SURVEYING COURSE #69-16* to Mr. JAMES J. SALSBURY.

TABLING OF DOCUMENTS

(1) Copy of book entitled *"Network Diagrams and the Official Plan"* issued by the Department of Municipal Affairs which includes the preparation of the Official Plan for the City of Kingston (Old City) as an example.

(2) Copy of Appointment for Hearing before the Ontario Municipal Board at 2 p.m. July 2, 1969, in the Council Chambers of the Appeal by Alwington Park Incorporated and others against a decision of the Committee of Adjustment of the City of Kingston dated April 8, 1969, granting an amended application by Zita Dossett to permit an extension of a carport to the street line at 516 King Street West.

(3) Statement of Expenditures of The Children's Aid Society of the City of Kingston and County of Frontenac for the period January 1, 1969, to April 30, 1969.

(Note: Copy of Statement previously distributed to each member of Council).

(4) Copy of Account of the Canadian National Railways submitted to the Canadian Transport Commission in amount of $39,119.37 for installation of Crossing Protection at Elliot Avenue (Mile 172.72, Kingston Subdivision, C.N.R.) pursuant to Order No. R-558 dated November 14, 1967, and notification that the Railway Transport Committee, Canadian Transport Commission, has authorized a payment of 80% ($31,295.50) from the Railway Grade Crossing Fund to the C.N.R.

(Note: City's Share - 12½%
C.N.R. - 7½%)

(5) Copy of Booklet entitled *"A Survey and Regional Development Plan for Eastern Ontario"* prepared by the Eastern Ontario Development Council.

(To be Referred to the Industrial Commission)

(6) 1968 Annual Report of the Public Utilities Commission of the City of Kingston.

(7) 1968 Annual Report of the Public Service Commission of Canada.

(8) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to April, inclusive, 1969:

		1968 Jan. to April		1969 Jan. to April
REVENUE		$190,262.		$180,567.
EXPENDITURES				
Total Operating Expenses:		$231,299.		$239,688.
Less Revenue:	(-)	190,262.	(-)	180,567.
NET OPERATING DEFICIT:		$ *41,037.*		$ *59,121.*
Plus: Pro-Rated Debenture Charges	(+)	32,578.	(+)	33,132.
TOTAL DEFICIT FOR PERIOD:		$ *73,615.*		$ *92,253.*

(NOTE: Current Fare Schedule introduced for adults on July 4, 1966, and for students on September 1, 1968).

TABLING OF DOCUMENTS (cont'd)

(9) 1968 Annual Report of the Kingston Fire Department.

(10) Report of the Grand Jury attending the General Sessions of the Peace of the County of Frontenac presented to His Honour Judge Alan R. Campbell on the satisfactory conditions of the following institutions:

City Jail
Rideaucrest
Children's Aid Society Shelter
Provincial Jail

MINUTES

That the minutes of City Council Meeting No. 10, held on May 12, 1969, City Council Meeting No. 11, held on May 21, 1969, and City Council Meeting No. 12, held on May 26, 1969, be adopted as printed.

COMMUNICATIONS

To be Filed:

(1) From the Hotel Dieu Hospital, thanking the members of Council for their 1969 Grant.

(2) From The Muscular Dystrophy Association of Canada, Toronto, thanking the members of Council for their 1969 Grant.

(3) From Mr. Syl Apps, M.P.P., Kingston and the Islands, acknowledging receipt of Council's resolutions:

(a) partially endorsing the resolution of the City of Owen Sound requesting government control of phosphatic content in detergent soaps (R.48(3)69),

(b) not endorsing the resolution of the City of Sarnia concerning pornographic material in the mail (R.50(2)69), and

(c) partially endorsing the resolution of the City of Kitchener concerning assessment (R.50(3)69).

(4) From the Honourable W. Darcy McKeough, Minister of Municipal Affairs, notifying that the government has approved the making of advance payments in lieu of taxes to municipalities under *The Municipal Tax Assistance Act* with respect to CROWN-OWNED properties as early as April in each year in amount of 50% of payments made in previous year, upon application to the Subsidies Branch of the Department of Municipal Affairs.

To be Referred to the Mayor's Regional Government Study Committee:

(5) From the Association of Ontario Mayors and Reeves, submitting a *Statement of General Policy on Regional Government.*

To be Referred to the Fire, Legislation and Housing Committee:

(6) From the City of Windsor, requesting endorsation of their following resolution:

WHEREAS Section 97 (1)(a) of The Municipal Act requires the voter at municipal elections to mark his ballot with a cross (X);

AND WHEREAS a large number of ballots are spoiled by the use of checkmarks;

AND WHEREAS the use of the checkmark, when properly placed on the ballot clearly indicates the voter's intention;

THEREFORE BE IT RESOLVED that the Ontario Legislature be urged to amend Section 97 of The Municipal Act to permit the voter to mark his ballot with a cross or a checkmark.

COMMUNICATIONS (cont'd)

To be Referred to the Fire, Legislation and Housing Committee (cont'd)

(7) From the Borough of Scarborough, requesting endorsation of their following resolution:

> *WHEREAS Section 379(1) Paragraphs 30 & 31 enable municipalities to regulate or prohibit the sale of fireworks and prohibit or regulate the setting off of fireworks;*
>
> *AND WHEREAS it is desirable for the safety of children and to protect against accidents and fire that municipalities be authorized to prohibit the sale and setting off of certain types of fireworks and at the same time be enabled to regulate other types of fireworks which are not dangerous to people or property;*
>
> *AND WHEREAS it is desirable to amend The Municipal Act to give such authority to municipalities:*
>
> *NOW THEREFORE BE IT RESOLVED that an application be made to The Honourable the Minister of Municipal Affairs requesting that he immediately implement amendments to Paragraphs 30 & 31 of Section 379(1) to enable municipalities to enact by-laws to afford the protection needed.*

(8) From the City of Brantford, requesting endorsation of their following resolution:

> *Whereas the proposed provincial takeover of the municipal property assessment function will result in increased costs to Ontario taxpayers; and,*
>
> *Whereas this takeover was announced with no warning to Municipal Councils, and with no consultation with local authorities;*
>
> *And Whereas it has been stated fairly regularly by the Government of Ontario that the assessment function would be a responsibility of Regional Government where such is established;*
>
> *And Whereas the Municipal Assessment departments work with, and their assessment records are essential to the day to day operation of other Municipal departments:*
>
> *Therefore, be it resolved that:*
>
> *(1) The Government of Canada defer its announced intention to assume municipal assessment functions until, at least, it has studied the matter in full consultation with local officials; and*
>
> *(2) The Government of Ontario pledge itself to assign the assessment function to the regional level of Government once same has been formed.*

To be Referred to the Fire, Legislation and Housing Committee and to the Kingston Planning Board:

(9) From the Honourable W. Darcy McKeough:

(a) acknowledging receipt of Council's resolution (R.44(2)69) endorsing the resolution of the City of Sarnia requesting amendment of Section 30.a of *The Planning Act* to permit municipalities to establish housing standards for rental properties and minimum standards of maintenance on commercial and industrial properties, and

(b) notifying that Mr. Matthew Lawson, former Planning Director, City of Toronto, has been engaged to conduct a complete review of the operation and scope of Section 30.a of *The Planning Act*.

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee:

(10) From the Town of Fort Erie, requesting endorsation of their following resolution:

THAT we, the representatives of the Town of Fort Erie by this motion:

1. *to the Prime Minister of Canada, The Honourable Pierre Elliott Trudeau and*
2. *to the Prime Minister of Ontario, The Honourable John Robarts*

Since taxes to meet government operations and spending programs are escalating beyond the ability of many Canadians to pay, we respectfully request implementation forthwith of non-partisan commissions to investigate the disbursement of tax monies in (a) Ontario, and (b) Canada in an effort to prevent our economy from plunging into economic chaos toward which is headed.

Such commissions to be composed of:

1. *One or more successful persons from the business world.*
2. *An outstanding labour union leader.*
3. *An accountant of international repute.*
4. *Outstanding member of press.*

We further respectfully petition the above-named governments to implement the said commissions and establish their necessary terms of reference and budgets no later than the end of July, 1969.

(11) From the City of Belleville, requesting endorsation of their following resolution:

WHEREAS equality in education, properly understood, can be a valid basis for the most fruitful kind of co-operation which will improve standards in both sectors of the public school system; and,

WHEREAS the principle of equality includes the primary criterion of equity, which in terms of school finance means that all schools in the publicly-supported Ontario system should be subject to similar fiscal treatment, whether the source of revenue be a provincial grant or a local tax; and,

WHEREAS the program of the separate public schools must now be, no less than the public school program, a continuous and integrated process from Kindergarten to Grade 13;

THEREFORE, BE IT RESOLVED:

(a) THAT this municipal Council supports the principle and practice of 'Equal Opportunity for Continuous Education in the Separate Schools of Ontario from Kindergarten to Grade 13';

(b) THAT this municipal Council present this resolution to the Premier and to the Minister of Education;

(c) THAT this municipal Council urge every other municipal council in Ontario to support this resolution and make this fact known to the Premier and Minister of Education.

(12) From the Parks and Planning Committee of the Association of Women Electors, enclosing a copy of their letter to the Honourable D. C. Jamieson, Minister of Transport concerning public access to the Kingston waterfront.

(Note: Copy of letter and enclosure distributed previously to each member of Council).

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee (cont'd)

(13) From the office of the Minister of Finance enclosing copy of letter from the Canadian Radio-Television Commission notifying that the Government's Policy established by statement made by the late C. D. Howe on May 3, 1946, was reconfirmed in a statement in the House of Commons on February 3, 1969, as follows:

Commons Debates - Page 5029:

Question No. 658 - Mr. Fortin:

1. Has an application for a broadcasting licence by a provincial government or its agents ever been rejected and, if so, when and with respect to what applications and on what grounds?

Mr. Yves Forest (Parliamentary Secretary to the President of the Privy Council):

I am informed by the Secretary of State and the Postmaster General as follows: 1. No. The policy of the Government, as stated in the House of Commons on May 3, 1946 is still in effect that since broadcasting is the sole responsibility of the Federal Government, broadcasting licenses shall not be issued to other governments or corporations owned by other governments.

(14) From the City of Windsor, requesting endorsation of their following resolution:

THAT WHEREAS parking areas in shopping centres with a common use by customers of all tenants, have been declared to be exempt from business assessment;

AND WHEREAS a groceteria with a large parking area, used exclusively by its customers, has been found liable for business assessment on the total area;

AND WHEREAS in shopping centres, the tenants therein are subject to payments for the up-keep and maintenance of the common parking areas;

AND WHEREAS this results in discrimination in favour of the shopping centres;

THEREFORE BE IT RESOLVED that the Provincial Government be petitioned to introduce the necessary legislation to permit municipalities to levy business taxes on all parking areas jointly used and that such taxes be paid as indicated in either (a) or (b) hereunder:

(a) The owner of the land shall pay such business taxes since such owner is in position to distribute the amount of such taxes on the basis of use, among his tenants; or

(b) The tenants (the users) shall pay this tax which shall be allocated to the various occupants in proportion of the building areas.

PETITIONS

(1) Presented by Mr. Trevor Dossett, June 6, 1969, and having 43 signatures, petitioning:

That Mowat Avenue from Logan Street south shall be designated a "NO PARKING ZONE" on both East and West sides and that Yonge Street from Logan Street south also be designated a "NO PARKING ZONE" on both East and West sides by reason of the fact that there are already fifty apartments in one block on the Lakeshore and there are seventy more suites now under construction. The right of way past the Lakeview Manor is now quite restricted, especially during evenings, and could become impassable if parking is allowed on the travelled portion whether widened or not.

(Which Has Been Referred to the Traffic and Streets Committee)

REPORT NO. 52

Kingston, Ontario,
June 20, 1969.

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That the recommendations contained in the Interim Report on Landlord and Tenant Law of the Ontario Law Reform Commission (1968), as follows, be endorsed clause by clause; and that the Ontario Government be requested to take immediate steps to implement all of these recommendations; and further, that this resolution be circulated to other Ontario cities, seeking their endorsation:

1. Continuing Study: This interim report deals only with the most urgent problems in the law of landlord and tenant. It should be recognized that there is a need for further research and study.

2. Scope of the Study: In some important aspects residential and commercial tenancies require different legal treatment. This report is based on a study of residential tenancies. Commercial tenancies should be the subject of separate examination.

3. Distress: The right to distrain, whether arising out of the common law, statute or contract, should be abolished.

4. Security Deposits: It should be made unlawful for a landlord to demand or receive a security deposit against damage or any other contingency involving the demised premises. Landlords should be permitted, however, to request payment of the last month's rent in advance but any sum so paid should be treated as security for the payment of rent only.

5. Existing Security Deposits: Our recommendation abolishing security deposits should apply only to leases created or renewed after the coming into force of the remedial legislation. Security deposits which have been paid under leases which are still current at that time should be governed by the following requirements:

(a) interest should be payable to the tenant at the end of the term on the full amount of his security deposit at the rate of five (5) percent a year, compounded annually, to be calculated from the day of the coming into force of the remedial legislation;

(b) the security deposit, together with interest, must be returned to the tenant within ten days of the date of the termination of the lease, whether by effluxion of time or otherwise;

(c) if the landlord seeks to retain all or part of the security deposit and interest in satisfaction of any damage for which the tenant is allegedly responsible, and if the tenant does not consent in writing to forfeit that part of the security deposit and interest claimed, the landlord must commence an action against the tenant to enforce his claim within ten days of the date of the termination of the lease. If he does not his claim should be extinguished.

Security deposits which have been paid in all other cases should be repaid to the tenants within thirty days of the date of the coming into force of the remedial legislation.

1. (cont'd)

6. Penalty: Breach of any of the provisions enacted to give effect to the recommendations concerning security deposits should subject a landlord to prosecution, and on conviction to the payment of a fine.

7. Contracting Out:

(1) Section 22 of The Landlord and Tenant Act, R.S.O. 1960, c. 206, should be amended to give effect to the following requirements:

(a) every lease wherein the right to assign, sublet or otherwise part with possession is restricted, should be deemed to contain a provision that leave to assign, sublet or part with possession will not be arbitrarily or unreasonably withheld;

(b) any agreement purporting to waive the requirement set out in (a) should be null and void;

(c) the landlord should be entitled to reasonable expenses entailed in granting leave;

(d) in determining whether leave to assign, sublet or part with possession has been arbitrarily or unreasonably withheld, a court should consider all the relevant circumstances, including but not limited to the duration of the original term and the length of the term remaining when leave is sought.

(2) Any attempt on the part of the tenant to waive his rights with respect to exemptions from distress and other protective measures under The Landlord and Tenant Act should be null and void.

(3) The Residential Property Tax Reduction Act, 1968 should be amended to make it an offence, punishable by fine, for any landlord to insert a waiver clause in a lease whereby the tenant purports to waive the benefits conferred upon him by the Act.

8. Obligation to Repair:

(1) The landlord should be under a duty at the beginning of the term to hand over possession of premises in a good state of repair and fit for habitation.

(2) The landlord should be under a duty to maintain the premises in a good state of repair and fit for habitation during the tenancy. This duty, however, should be subject to an obligation on the tenant to repair damage caused by his wilful or negligent conduct or that of persons brought onto the premises by him. The landlord's duty should also be subject to the obligation of the tenant to perform such normal housekeeping tasks as cleaning, polishing, changing fuses and light bulbs, etc.

(3) In determining the nature and extent of the landlord's obligation to repair, a court should consider all relevant public health legislation and municipal minimum housing standards by-laws.

(4) Tenants should be given by statute a right of action to enforce, each for his own benefit, any repair obligation, whether devolving upon landlords by contract, lease, statute or municipal by-law.

1. (cont'd)

8. (cont'd)

(5) Where the landlord is in breach of his obligation to repair, the tenant, after giving notice to the landlord and upon obtaining the order of a court, should have the power to terminate the tenancy. By analogy to relief against forfeiture a court should be empowered to grant the landlord time to remedy the breach. Alternatively, at the request of the tenant, the court should permit the tenant to make the necessary repairs and deduct his expenses from the next ensuing instalments of rent.

(6) Consideration should be given to the establishment of a system of tax incentives and low interest loans for the financing of the repair and renovation of substandard dwellings. If obligations are to be imposed on landlords reason dictates that they be given proper means to discharge those obligations.

(7) A prospective lessee's inspection of the premises should not defeat his right to the benefit of the landlord's repair obligation.

9. Restrictions Against Children: The problem of restrictions against children cannot be dealt with adequately by legislation. Many restrictions, apparently unfair, in fact result from the special nature of a particular building rather than from any desire to discriminate. The accommodation problems of families with young children can be treated best by making it as attractive for developers to build for families with children as it is for other occupants. Discrimination solely on the basis that prospective tenants have young children is condemned, but legislative action by way of direct prohibition is not recommended because it is not feasible and has not worked satisfactorily in other jurisdictions.

10. Restrictions Against Trading: Although there are valid reasons for permitting restrictions concerning the admission of tradesmen to multiple unit dwellings, the practice of tradesmen making payments to owners or superintendents of buildings in exchange for the privilege of exclusive access should be made illegal and subject to penalty.

Subject to this, restrictions should be permitted but where they are imposed their precise nature should be set out in a separate clause in future leases. The tenant should acknowledge in the lease that the restrictions were drawn to his attention before he signed the lease.

In this, as in other matters, the importance of the tenant receiving a true copy of the lease is apparent. We recommend that it be made obligatory that tenants be given such copy.

Legislation should provide that landlords of multiple family units shall not restrict canvassing and orderly distribution of election literature by candidates or their authorized representatives in federal, provincial, municipal or school board election campaigns.

11. Acceleration Clauses: In order to make rent acceleration clauses less subject to abuse whilst still protecting landlords' legitimate interests, where the landlord claims an acceleration of rent and if the tenant pays arrears or remedies the breach of covenant, a court should have a power to stay proceedings similar to that conferred by section 20 of The Mortgages Act, R.S.O. 1960, c. 245.

1. (cont'd)

12. Mitigation of Damages: Where a tenant abandons the premises the rule whereby the landlord is not required to mitigate his damages should be reversed so that the ordinary rules of contract relating to mitigation of damages will apply.

13. Frustration of Lease: The doctrine of frustration of contract should be made applicable to leases. Where the leased premises have been destroyed by fire or been so damaged that they are no longer of use for the purposes for which they were let, the obligation to pay rent should cease. When the obligation to pay rent ceases, the landlord's obligation to repair should cease as well.

14. Termination of Tenancies: New rules should be enacted to govern the form of notices to quit, the time for giving such notices, the method of calculating time when notice has been given, the cases where overholding tenancies will arise and to provide for substitutional service. The possible form which these rules might take is given in the text.

15. Independence of Covenants: The covenants in leases should be treated as dependent, each upon the others, and the positions of landlords and tenants respecting breach of covenants should be assimilated. This would eliminate the anomaly of a tenant having to pay rent and perform his other obligations under a lease even though the landlord has broken such covenants as to repair, provide heat and give quiet enjoyment. Where the other has broken a covenant in the lease, either the landlord or the tenant should be able to apply to a court for an order terminating the tenancy. Relief against forfeiture should be available to either party in a proper case.

16. Penalty for Lock-out: In order to prevent resort to self-help as a means of regaining possession and effecting a *de facto* termination of the tenancy, a landlord who unlawfully changes the locks on doors giving access to the leased premises should be subject to prosecution, and on conviction to the payment of a fine.

17. Lessees' Right Prior to Take Possession (Interesse Termini): A lessee under a valid lease should have the same rights before he takes possession as after. Accordingly the doctrine of interesse termini should be abolished. The inadequacy of relief available to a lessee to whom possession has been wrongfully denied thus would be remedied.

18. Covenants Relating to Things in Being (In Esse) and Things Not in Being (In Posse): The rule of distinction which holds that covenants concerning the leased property relating to things in existence at the time of the demise run with the land, while covenants relating to things not in existence at that time do not run with the land, should be abolished.

19. The Leasehold Advisory Bureau:

(1) Municipalities should be authorized to establish, as a matter of local option, offices or networks of offices to be called Leasehold Advisory Bureau (L.A.B.). Landlords or tenants having problems arising out of a tenancy could go to an office near to them and seek advice as to the nature of their rights and how they might proceed to enforce them. The staff of the office would use their best endeavours to obtain a satisfactory and perhaps amicable settlement of the problem. If that proved impossible, they would then advise the parties as to how they might obtain a settlement of the issue by the courts or by setting administrative action in motion. In appropriate cases parties could be referred to legal aid.

1. (cont'd)

19. (cont'd)

(2) Where metropolitan or regional municipalities have been established, it would be preferable that these powers be granted to the metropolitan or regional councils, rather than to the local or area municipalities.

(3) The functions of each L.A.B. should be the provision of information, conciliation and rent review. It would answer the questions of landlords and tenants, explain the benefits and burdens of provincial legislation affecting them, seek to mediate disputes and to aid in fair settlements, and when necessary, undertake a full rental review.

(4) On the L.A.B. staff would be a Rent Review Officer whose duties would be to attempt to obtain fair and just settlements of disputes concerning the payment or increasing of rent at any time during or at the end of the tenancy, and of disputes over whether a tenancy should be continued or renewed.

(5) Either the Attorney General or the Minister of Financial and Commercial Affairs should exercise a general supervisory role over the entire programme.

20. Rent Control:

(1) Municipalities should be empowered to appoint Rent Review Officers within the organization of Leasehold Advisory Bureaux.

(2) Rent Review Officers should be authorized to investigate complaints of unreasonable rent increases brought to them, to mediate between the parties in an effort to obtain a proper settlement of the dispute, and to recommend to the parties what increase in rent, if any, is justifiable in a given situation.

(3) Municipalities not believing that Rent Review Officers alone are sufficient to handle their local rent increase problems should be empowered to establish Rent Review Boards.

(4) Rent Review Boards should be authorized, on the application of a Rent Review Officer, a landlord or a tenant, to reinvestigate a case where the Rent Review Officer's recommendations have not been followed or where any party is dissatisfied with the Officer's disposition of the case.

(5) After making its investigation the Rent Review Board should send a copy of its findings and its recommendations as to what would constitute just resolution of the case to all parties in the form of a written report.

(6) Where a landlord fails to act in accordance with the Rent Review Board's recommendations, the Board should be under a duty to send a copy of its findings and recommendations, together with the landlord's response to them, to the local municipal council.

(7) The local municipal council should be empowered to publish the report of the Board or to take such other action as it deems proper.

(8) Either the Attorney General or the Minister of Financial and Commercial Affairs should exercise a general supervisory role over the entire programme.

1. (cont'd)

20. (cont'd)

(9) If these measures do not prove sufficient to control improper increases in rent, the legislature should consider the introduction of a more stringent and compulsory system of control.

21. Procedure on Adjudication:

(1) The Commission recommends that the Attorney General consult with the Chief Judge of the County Court to devise some system whereby landlord and tenant matters in urban areas may be brought forward and dealt with more expeditiously.

(2) In cases where it would be appropriate, injunctive relief should be available to landlords and tenants to restrain breaches of covenants.

22. Protection from Retaliatory Eviction:

(1) The Leasehold Advisory Bureaux should be given specific responsibility to investigate and report upon cases where landlords are accused of retaliation against tenants who have resorted to their statutory rights.

(2) On an application for a writ of possession or in an action for possession, if it appears to the court, on a balance of probabilities that:

(a) the notice to quit was given because of the tenant's complaint to any governmental authority of the landlord's violation of any statute or municipal by-law dealing with health or safety standards, including minimum housing standards by-law; or

(b) the notice to quit was given because of the tenant's attempt to secure or enforce his legal rights;

then the court may refuse to grant an order for possession and may declare the notice to quit invalid. In such case the previous tenancy shall continue as if no notice to quit had been given.

23. Effective Dates: Of the foregoing recommendations, some, by their nature, would apply to existing tenancies, while others would apply only to future tenancies. The Commission recommends that recommendations numbered 3, 5, 7(1) and (2), 11, 12, 13, 15, 16, 18, 19 and 20 be made applicable to all existing residential tenancies. Recommendation 8 would be applicable only to new leases, except that in the case of existing periodic tenancies, it should become applicable on the first anniversary date of such tenancies after the legislation becomes effective. Other recommendations would become effective in respect of leases concluded after the legislation becomes effective.

In the period between the introduction of a Bill implementing these recommendations and Royal Assent to the Bill, it is possible that arrangements might be made to frustrate the protection the Commission has proposed. Accordingly, the Commission recommends that the Legislature consider making the new Act effective from the date of its introduction.

24. Short Forms of Lease: The Short Forms of Leases Act, R.S.O. 1960, c. 373, applies to commercial as well as residential leases. This report deals only with the latter. Some of our recommendations concerning residential leases are inconsistent with the provisions of the Act. If the recommendations are implemented the Act should be amended accordingly.

2. That, as recommended by the Fire Chief, an Agreement be entered into with the Public Utilities Commission of the City of Kingston, at a fee of $1.00 per annum, for the use of land at the Elevated Water Tank site on Tower Street, for installation of a building to house Fire Department radio equipment.

3. That, in view of the fact a recent judgement in the Court of Appeal has held that where a municipality passes a by-law to license dogs under Section 5 of the Dog Tax and Livestock and Poultry Protection Act, the license fee must apply to all dogs, the following paragraph of Section 2, By-Law No. 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies," be repealed:

"Provided, nevertheless, that the owner or possessor of a kennel of pure bred dogs which are registered in the "Canadian Kennel Club Incorporated" may, on or before the first day of May in each year, in lieu of registering and licensing each hereinbefore required, pay to the City Treasurer the sum of $10.00 instead of the fee hereinbefore provided, which sum shall be the fee for all the dogs composing such kennel for one year, and the City Treasurer shall issue a special license for such kennel upon the production of a certificate from the keeper of such Register or a certified extract from the said Register, showing that all the dogs composing such kennel have been registered, and upon the payment of said sum of $10.00."

4. That a By-Law be presented to Council to amend By-Law No. 1998, "A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours," by adding Chapeski Fina Station, 32 Queen Street, to Series E, Schedule "C".

Note: This will now provide 24-hour service to be available every week.

5. That, as recommended by the Housing Sub-Committee, in order to prepare documentation for the application for approval for a debenture by-law for the proposed row housing project situate at the southwest corner of Portsmouth Avenue and Bath Road, the architectural firm of Klein and Sears, Toronto, be appointed as architects, subject to the provision of funds by Council, as recommended in Clause 15, Report No. 59.

Respectfully submitted,

CHAIRMAN.

REPORT No. 53

To the Mayor and Members of Council   Kingston, June 17, 1969.

The Traffic and Streets Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) and By-Law No. 495 (Meter By-Law) to provide:

(a) for erection of "No Parking - Tour Train Stop" signs in front of the Chamber of Commerce on May 15 rather than June 15, since the Confederation Tour Train now begins to operate in May;

(b) for erection of "Yield Right-of-Way" signs on Fairview Road at Hillendale Avenue;

(c) for installation of two 12 minute meters on the north side of Princess Street in place of two 5¢/hour meters east and west of Drayton Avenue and closest to Drayton Avenue; and

(d) for the installation of traffic signal lights at the following intersections:

King & Portsmouth
University & Union
Johnson & University

2. That the Downtown Businessmen's Association be granted permission to hold a street dance on Sydenham Street between Princess and Queen Streets on July 25, 1969; to conduct a log sawing contest at the pedestrian exit from the McKee Parking Lot on Princess Street between Clergy and Barrie Streets; and to have an Old Time Fiddlers' Contest in Market Square on Saturday, July 26, 1969.

3. That a by-law be presented to Council to amend Section 18 of By-Law No. 495 (Meter By-Law) to provide that the vehicle driven by the Industrial Commissioner be designated as an "Authorized Emergency Vehicle" to permit him to park his privately owned vehicle at meters without depositing coins while on Municipal business.

NOTE: The Traffic and Streets Committee made the foregoing recommendation subject to review by the Committee of the entire system of allotment of free parking stickers to certain officers and employees of the Corporation.

Respectfully submitted,

CHAIRMAN

The Traffic and Streets Committee may present the following clause:

4. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide for the prohibition of parking on the east and west sides of Yonge Street from Logan Street southerly.

REPORT NO. 54

To the Mayor and Members of Council Kingston, June 13, 1969

The City of Kingston Planning Board reports and recommends as follows:

1. That, as recommended by the Industrial Commission, a by-law be presented to Council to amend By-Law No. 3078, "A Restricted Area (Zoning) By-Law" by adding the following Section 61:

   "Notwithstanding the fact that the uses set forth for an M1 Industrial Zone in Sections 14.1.1 to 14.1.7.3 do not include kennels, and notwithstanding the M3 regulations concerning minimum lot area in Section 16.2.5 and minimum lot width in Section 16.2.6 on that part of Lot 23, Concession 3, City of Kingston, outlined in black on the plan attached to By-Law No. as Schedule "A", prepared by N. B. Campbell, Ontario Land Surveyor, dated January 1969, a building may be constructed to be used for kennels for boarding animals; and the said land may be used in conjunction therewith."

2. That, as recommended by the Planning Officer a by-law be presented to Council to put under Part Lot Control Registered Plan No. 1336, which is that part of Rideau Heights which has been redeveloped.

   Note: Reg. Plan No. 1336 is the redevelopment part of Reg. Plan No. 404 and the remaining part of Plan 404 is under Part Lot Control.

June 20, 1969

3. That the Planning Board is prepared to entertain consideration of the rezoning of four acres of the 10 acre parcel of land, (not already designated for park purposes) known as part Lot 17, Concession I located at the southwest corner of Portsmouth Avenue and Bath Road, referred to in By-Law No. 4970 and passed in Council on August 15, 1965, from Agricultural to Residential, for the purpose of developing a Limited Dividend Housing project, provided that the Minister of Municipal Affairs is agreeable to this land, part of which was purchased out of the subdivision land fund for park or other public purposes, being so used.

Respectfully submitted,

(CHAIRMAN)

Note:

Since the Planning Board meeting on June 19, 1969, it has been ascertained:

(a) 22 acres were purchased for $66,000.,

(b) 11.809 acres (now McCullough Park) were for Public Park Purposes,

(c) 10 acres ± (remaining) "may be disposed of as City Council may authorize

(d) $17,000. expenditure from the Reserve Funds was approved by the Minister of Municipal Affairs toward the purchase of the 11.809 acres of Public Park land (now McCullough Park), and

(e) therefore approval of Minister not required for any use of the 10 acres.

REPORT NO. 55

To the Mayor and Members of Council Kingston, June 17, 1969

The Rideaucrest Home Committee reports and recommends as follows:

1. That the account of Merck Sharp and Dohme of Canada Limited, for drugs for the Rideaucrest Home, be paid in the amount of $1,116.29.

2. That the account of Walter H. Clegg and Associates Limited, for materials for fire-proofing drapes and upholstery at the Rideaucrest Home, be paid in the amount of $546.76.

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 56

To the Mayor and Members of Council Kingston, June 18, 1969

The Committee on Social Services reports and recommends as follows:

1. That a by-law be presented to Council to enter into an agreement with the Ontario Dental Association under the following terms:

(1) (a) a "recipient" means a person (including his or her dependents) on whose behalf assistance is paid under the General Welfare Assistance Act by the Corporation of the City of Kingston;

(b) the Emergency Dental Welfare Plan means providing for extractions, fillings, necessary bite-wing radiographs, prophylaxis and pulp protection and temporary crown for traumatized permanent anterior teeth, proposed by the Association.

(2) The Association shall assume responsibility for securing the participation of its membership in the plan.

(3) The Association shall make such dental services available, as are outlined in paragraph 1 (b), to every person who is a recipient of General Welfare Assistance and to whom an Emergency Dental Welfare Card is issued by the Corporation of the City of Kingston.

(4) The Association shall assume responsibility for processing the individual dentists' accounts including an assessment of the treatment provided and the fee charged.

(5) The Association shall forward a monthly statement of expenditures along with the cards for each recipient receiving dental services during the month.

(6) After verification of the monthly account submitted by the Association, the Corporation of the City of Kingston shall pay to the Association the amount of such account plus the administration charge, and shall be a full discharge of all its obligations under this agreement.

(7) The Association shall be responsible for disbursing payment to individual dentists and shall indemnify the recipients and the Corporation of the City of Kingston from any claims from such individual dentists.

(8) Payment for these services shall be on a Fee-for-Service basis.

(9) No reimbursement will be made for services performed after the expiry date as shown on the Dental Card.

The estimated City's share of the cost of this programme is between $500. and $600. to the end of 1969.

There are sufficient funds in the Social Services budget for this.

Respectfully submitted,

(CHAIRMAN)

Public Works Report No. 57

June 16, 1969

To the Mayor and Members of Council

Gentlemen:

The Public Works Committee recommends as follows -

1. That, as recommended by the Commissioner of Works, notwithstanding the provisions of Section 29 of By-law No.14 - A By-law Relating to Sewers and Drains - Mr. H.R.Gugins, 41 Westmoreland Rd and Mr. M.M.Burns, 47 Westmoreland Rd., be permitted to fill the ditch through their properties on their own responsibility and leave a shallow depression as a safety precaution.

2. That, since the Subdivider has paid to the City the estimated cost of outstanding deficiencies in sewers, roads and sidewalks, the services in the Green Farm Subdivision be accepted for future maintenance by the City.

3. That the $1000 deposit being retained by the City until June 27, 1969 in lieu of maintenance bond, as directed by City Council at meeting held on July 22, 1968, be released to the Subdivider of the Weller Subdivision on June 27, 1969 as there is no record of any trouble with the services installed, it being understood that any outstanding amounts owing to the City by the Subdivider will be deducted from the deposit.

4. That the Purchasing Agent be authorized to purchase repair parts for Grader #205 from Wajax Equipment Ltd in approximate amount of $1000.

5. That the proposed Bath Rd storm sewer be located outside of Block "S", Calvin Park, as shown on Dwg A-519-1, and that the increased cost, in amount of $26,000, be charged to the Ontario Housing Corporation.

6. That the tender of Lilliston Canada Ltd., in total amount of $6878.00 (taxes exempted), for 2-two ton CH&E Model 957 tandem asphalt rollers and 1-one ton CH&E Model 920 asphalt roller, be accepted being the lowest tender received.

7. That By-law No.181 - A By-law to Provide for the Collection, Removal and Disposal of Garbage, Ashes and Other Refuse - be amended as follows -

__Section 6__ - __Add__ - Plastic garbage bags may be used.

The gross weight when full of any container placed out for collection must not exceed sixty pounds.

__Section 15__- __Add__ - Dry refuse may be placed out in cardboard cartons if securely tied or fastened with cord, tape or staples. Empty cardboard cartons must be broken down and tied in bundles.

Respectfully submitted,

Chairman

Parks, Recreation and Property Report No. 58

June 18, 1969

To the Mayor and Members of Council

Gentlemen:

The Committee on Parks, Recreation and Property recommends as follows -

1. That no action be taken on the following motion which was referred by City Council to the Committee on Parks, Recreation and Property on May 26 -

> "Moved by Ald. Brightman, seconded by Ald. Enright that no alcoholic beverages be stored, served or offered for sale at anytime on the properties comprising the Cook Youth Centre and the Elmer Youth Centre."

2. That the following action taken by the Committee on Parks, Recreation and Property under powers delegated by City Council be ratified.-

That the Kingston Folk Arts Council be granted the use of the indoor and outdoor facilities at the Cook Youth Centre on July 26, 1969 at a rental of $40.00 for purpose of holding an Old Country Garden Festival as a part of the Kingston Summer Festival programme.

3. That the following action taken by the Committee on Parks, Recreation and Property under powers delegated by City Council be ratified.-

That the tender of Joice-Sweanor Electric Ltd., Kingston, in amount of $8275.00, for the supply of all plant, material and labour to install certain power facilities at the public marina in accordance with plans and specifications prepared by J.D.Lee Engineering Ltd., be accepted being the lowest tender received.

4. That the following action taken by the Committee on Parks, Recreation and Property under powers delegated by City Council be ratified.-

That the tender of Will Mac Construction Ltd., in amount of $7237.00, to supply all plant, material and labour necessary for the construction of hot mix hot-laid asphalt surfaces at following locations in accordance with the City's specifications be accepted being the lowest tender received -

(a)	Elmer Youth Centre - rink surface	$3945.50
(b)	Elmer Youth Centre - parking area	$1834.00
(c)	Lake Ontario Park - amusement area	$1457.50

Respectfully submitted,

Chairman

REPORT NO. 59

To the Mayor and Members of Council | Kingston, June 18, 1969

The Committee on Finance and Accounts reports and recommends as follows:

1. That the following budget appropriation amendment be approved in order to provide the City's share of funds for the construction of a pavement from Bath Road northerly to the property line of the Cataraqui Region Conservation Authority and 150 feet northerly, in accordance with the Agreement dated November 28, 1966, between the City, the Conservation Authority, and the Incorporated Synod of the Diocese of Ontario, wherein each party is to be responsible for one-third of the cost of this pavement:

	Increase
REVENUE	
LICENSES & REVENUE	
- Building Permits	$8,000.
EXPENDITURES	
PUBLIC WORKS COMMITTEE	
- Contributions from Revenue Fund	
- Roadway (Bath Rd. Northerly)	$1,300.
FINANCE COMMITTEE	
- Contingencies	$7,700.

2. That the following resolution of the City of Windsor be ENDORSED:

WHEREAS the cost of borrowing to finance essential municipal capital needs has reached alarming levels;

AND WHEREAS City ratepayers now and for many years to come will be heavily taxed in order to pay the inordinate cost of current borrowing;

BE IT RESOLVED that the Province of Ontario give serious consideration to the establishment of a fund from which municipalities may obtain low-cost loans for capital requirements; and that such loans contain forgiveness clauses for the purpose of providing incentives to accelerate water pollution control works.

3. That a by-law be presented to Council to authorize the execution of an agreement with Central Mortgage and Housing Corporation for a sewage treatment project loan in the estimated amount of $21,647.00 at 6 7/8% interest, calculated half yearly, for a period of 15 years, to finance part of the cost of construction of a new influent channel and a new raw water intake at the Sewage Treatment Plant (authorized by By-Law No. 6149), pursuant to Part VI B of The National Housing Act.

(*Note:* 1. *Where a project is completed to the satisfaction of C.M.H.C. on or before March 31, 1970, C.M.H.C. shall forgive payment of 25% of the principal amount of the loan and 25% of the interest that has accrued in respect to the loan as of the date of completion of the project.*

2. *This project is to be completed by October 1, 1969*).

4. That, as recommended by the Industrial Commission, by-laws be presented to Council to authorize the sale of 1.5 acres more or less, of land on the north side of Dalton Avenue and having a frontage of 150 feet and a depth of 487 feet, more or less, and lying immediately to the west of the Fox property, to William J. Laking and Associates, subject to the following conditions:

   (1) Price - $1200. per acre plus survey costs.

   (2) Watermain - 52¢ per foot frontage for 15 years plus cost of lateral service.

   (3) Sanitary Sewer - 97¢ per foot frontage for 15 years plus cost of lateral service.

   (4) Pavement - Normal local improvement rates if, as and when constructed to be paid by the purchaser.

   Macadam Road - $2.50 per foot frontage for five years.

   (5) Culvert and Driveway Ramp - Actual cost.

   (6) Sewer Surcharge - 17¢ per square foot over 3,000 sq. ft. of building.

   (7) Type of building to be constructed - concrete block building of not less than 7,200 square feet and substantially completed within two years.

5. That the resignation of Mr. H. H. Vermette as a member of the City of Kingston Planning Board be accepted with regret.

6. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with the Canadian Pacific Railway Company for permission to construct and maintain a 72 inch pipe crossing at mileage 102.2, Kingston Subdivision, at a rental of $10.00 per annum.

   (Note: For Fraser St. Storm Outlet Sewer Crossing Under C.P.R. Tracks).

7. That the account of Smith and Smith, Ontario Land Surveyors, in the amount of $567.43 for survey of former Briceland Farm lands for sale to C.N.R. be authorized for payment.

8. That Lists of Accounts No. 4 dated April 30, 1969, in the amount of $916,068.26 and No. 5 dated May 31, 1969, in the amount of $6,263,184.47 for expenditures incurred under proper authorization be confirmed.

   (Note: Copies of Lists of Accounts distributed to all members of Council with Finance Agenda).

9. That as recommended by the City Solicitor, by-laws be presented to Council to authorize the acquisition and settle the compensation for 328.86 square feet, more or less, of land, being Parts of Town Lots 188 and 198, Original Survey, on the north side of Brock Street, plus right of way, expropriated from the Victoria and Grey Trust Company in 1963 under the provisions of By-Law No. 4397 as part of the property required for the Hanson Memorial Parking Lot for the sum of $4,275.89 calculated as follows:

9. (cont'd)

Value, as appraised by Mr. A. M. McCorkell, A.A.C.I.:		$4,526.00
Plus:		
Ornamental Grill Work	$125.00	
Electrical Sign Work	229.73	(+) 354.73
		$4,880.73
Less:		
2/3 of free parking used by Victoria & Grey during negotiation:		(-) 604.84
Total Compensation:		$4,275.89

on the understanding that Victoria and Grey Trust Company will:

(i) have right of access to its north-west wall for maintenance and repairs and for supply of oil;

(ii) be permitted entrances from the ground and second floors of the parking garage into their premises on Wellington Street with the design of the entrances to be approved by the City of Kingston and with all costs therefor to be borne by the Trust Company;

(iii) release the City of Kingston for any further liability in connection with work done to repair the "Gedye Building", now owned by the Trust Company.

10. That, as recommended by the Clerk-Comptroller and as requested by the City Hall Staff Association, permission be granted for them to hold their 17th Annual Staff Picnic on Wednesday, July 9, 1969, or in event of rain on July 16, 1969, and to close the City Hall offices at NOON on this day.

11. That a by-law be presented to Council to authorize the execution of an agreement with the Corporation of the Township of Pittsburgh to permit additional connections to the City's sanitary sewage system with the charge therefor on the basis of the equalized assessment of the properties connected plus 10% to cover annual administrative costs and with the provision that if and when any industries are connected to the system the provisions of the City's Industrial Wastes By-Law shall apply.

(Note: Copy of proposed agreement distributed to each member of Council with the Finance Agenda).

12. That, as recommended by the Emergency Measures Organization, Mrs. Lillian Brownlee, Typist for the E.M.O. Co-Ordinator, be granted leave of absence without pay for the period June 17, 1969, to August 31, 1969.

13. That, as requested by the Public Works Committee, a by-law be presented to Council to amend By-Law No. 6307, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1969-1973)" to re-allocate the following 1969 and 1971 Capital Works Expenditures as follows:

	1969	
	From	To
LOCAL IMPROVEMENTS		
Public Works Committee		
Storm Sewers		
- Sewer Separation:		
Area "C", Phase V	$5,000.	-
(Leaving Balance of $69,723.)		

13. (cont'd)

GENERAL RATE PROJECTS	1969 (cont'd) From	1969 (cont'd) To
Public Works Committee		
Sanitary Sewers - Johnson St. - Existing, Westerly 142'	-	$5,000.

	1971 From	1971 To
Sanitary Sewers - Johnson St. - Existing, Westerly 142'	$5,500.	-
Sanitary Sewers - Unallocated	-	$5,500.

14. That, as recommended by the City Treasurer a by-law be presented to Council to amend By-Law No. 2537, "A By-Law to Ratify and Confirm the Establishment of Petty Cash and Change Funds":

(a) to increase the Social Services *(shown as "Social Welfare" in By-Law)* Petty Cash Fund from $2,000.00 to $3,000.00 ($2,950.00 in Bank and $50.00 Cash Imprest), and

(b) to provide in the By-Law for a "General Payroll Bank Account Deposit" *(previously established by resolution of Council in amount of $1,000.)* in the increased amount of $3,000.00.

15. That, as recommended by the Fire, Legislation and Housing Committee:

(a) as recommended by the Housing Sub-Committee, the $100,000. which is included in the 1969 Capital Budget be used as the City's share for the financing of a Limited Dividend Housing Company in conjunction with Central Mortgage and Housing Corporation;

(b) as recommended by the Housing Sub-Committee, four acres of the 10 acre parcel of land (not already designated for park purposes) known as part of Lot 17, Concession I, located at the south-west corner of Portsmouth Avenue and Bath Road, referred to in By-Law No. 4970 and passed in Council on August 15, 1965, be used for Limited Dividend row housing, the exact location of these four acres to be determined by the Technical Committee of the City in consultation with the architect to be appointed;

(c) as recommended by the Housing Sub-Committee, the following budget appropriation amendment be approved to cover the cost of minimum preliminary drawings and other preliminary expenses for the proposed housing project on the City property at the south-west corner of Bath Road and Portsmouth Avenue, it being understood that the $5,000. will be charged against the proposed capital expenditure of $100,000. when it has been approved by the Ontario Municipal Board and that these expenses will be included as part of the over-all City's contribution to the total project:

	Increase	Decrease
LEGISLATION & HOUSING		
SOCIAL & FAMILY SERVICES - Housing	$5,000.	-
FINANCE AND ACCOUNTS		
- Contingencies	-	$5,000.

16. That, as recommended by the Negotiating Committee, a by-law be presented to Council to amend By-Law No. 4, "A By-Law to Provide for the Conditions of Employment of Employees of the Corporation of the City of Kingston" to provide:

    (a) effective January 1, 1969, when a foreman is required by the Superintendent of the Plant to perform work at the Treatment Plant or Pumping Station outside the normal working hours that he be paid at the rate of time and one-half, and

    (b) $500. per annum be paid to the following personnel in the Parks, Recreation and Property Department with effect from January 1, 1969, in recognition of overtime stand-by call outs and in lieu of any clothing allowance, it being understood that this payment will be made quarterly upon the certification of the Parks, Recreation and Property Administrator that the employee has provided this service:

    Programmer
    Foreman, Facilities
    Foreman, Forestry
    Foreman, Maintenance.

Respectfully submitted,

(CHAIRMAN)

The Finance and Accounts Committee may present the following clauses:

17. That a by-law be presented to Council to authorize the execution of an agreement with Kingston Elderly Citizens Homes Limited, subject to the approval of the Minister of Trade and Development, to provide that the City of Kingston will make an annual contribution to the maintenance costs of the Low Rental Housing Project of a further additional 20 apartments for elderly persons on Wright Crescent sufficient to reduce taxes to $25.00 per unit per year other than for local improvements, when it has been constructed by Kingston Elderly Citizens Homes Limited so long as the Company continues to operate the project as a low rental housing project for elderly persons, and subject to review if any dividend is declared.

    Note: Under By-Law No. 6136 of the City which authorized the agreement with the Ontario Housing Corporation for the 30 units of Elderly Citizen's Housing on Block "Z" in Calvin Park on Van Order Drive (now under construction) it is a condition that Ontario Housing will make an annual grant to the City of $25.00 per unit in LIEU OF NORMAL TAXES.

    This condition is standard in O.H.C. agreements for Elderly Citizens Housing.

18. That ____ be appointed a member of the City of Kingston Planning Board for a term expiring December 31, 1969.

- -

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 22
receive their first reading.

(b) That Council resolve itself into a Committee of the Whole
to give By-Laws 1 to 22
their second reading.

Ald. Vosper, Chairman.

(c) That Council rise from the Committee of the Whole and the
Chairman report that the by-laws have been considered in the
Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving
By-Laws 11 to 22
their third reading.

(e) That By-Laws 11 to 32
be given their third reading.

(1) A By-Law to Authorize the Execution of an Agreement with the Public Utilities Commission (Fire Department Radio Equipment Building on Elevated Water Tank Site - Tower Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6361)
Clause 2, Report No. 52

(2) A By-Law to Authorize the Execution of an Agreement with the Ontario Dental Association (Emergency Dental Welfare Plan).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6362)
Clause 1, Report No. 56

(3) A By-Law to Amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" (Filling of Ditch - 41 and 47 Westmorland Road).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6363)
Clause 1, Report No. 57

(4) A By-Law to Authorize the Execution of an Agreement with Mr. H. R. Gugins (Filling of Ditch - 41 Westmorland Road).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6364)
Clause 1, Report No. 57

(5) A By-Law to Authorize the Execution of an Agreement with Mr. M. M. Burns (Filling of Ditch - 47 Westmorland Road).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6365)
Clause 1, Report No. 57

(6) A By-Law to Authorize the Execution of an Agreement with William J. Laking and Associates (Industrial Site - Dalton Avenue).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6366)
Clause 4, Report No. 59

(7) A By-Law to Authorize the Sale of Certain Land to William J. Laking and Associates (Industrial Site - Dalton Avenue).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6367)
Clause 4, Report No. 59

(8) A By-Law to Authorize the Execution of an Agreement with Victoria and Grey Trust Company (Land Acquisition - Brock Street at Wellington Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6368)
Clause 9, Report No. 59

(9) A By-Law to Authorize the Acquisition and Settle the Compensation for Certain Land and Right-of-Way Expropriated from Victoria and Grey Trust Company on the North Side of Brock Street.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6369)
Clause 9, Report No. 59

(10) A By-Law to Authorize the Execution of an Agreement with the Corporation of the Township of Pittsburgh (Additional Sanitary Sewer Connections).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6370)
Clause 11, Report No. 59

(11) A By-Law to Amend By-Law No. 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies" (Delete Special License for Registered Kennels).

(THREE READINGS) (PROPOSED NO. 6371)
Clause 3, Report No. 52

(12) A By-Law to Amend By-Law No. 1998, "A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours" (Amend 1969-1970 Schedule).

(THREE READINGS) (PROPOSED NO. 6372)
Clause 4, Report No. 52

(13) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 53).

(THREE READINGS) (PROPOSED NO. 6373)
Clause 1, Report No. 53

(14) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clauses 1 and 3, Report No. 53).

(THREE READINGS) (PROPOSED NO. 6374)
Clauses 1 and 3, Report No. 53

(15) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Exception - Dalton Avenue: Kennels in M1 and M3 Industrial Zones).

(THREE READINGS) (PROPOSED NO. 6375)
Clause 1, Report No. 54

(16) A By-Law to Provide That Section 26(3) of *The Planning Act*, R.S.O. 1960, as Amended, Shall Apply to Land in the City of Kingston Within Certain Registered Plans of Subdivision (Registered Plan No. 1336 - Being a Re-Subdivision of Parts of Registered Plan No. 404 on South of Weller Avenue).

(THREE READINGS) (PROPOSED NO. 6376)
Clause 2, Report No. 54

(17) A By-Law to Amend By-Law No. 181, "A By-Law to Provide for the Collection, Removal and Disposal of Garbage, Ashes and Other Refuse" (Regulations for Pick-Ups of Plastic Garbage Bags and Cardboard Cartons).

(THREE READINGS) (PROPOSED NO. 6377)
Clause 7, Report No. 57

(18) A By-Law to Authorize the Execution of an Agreement with Central Mortgage and Housing Corporation (Sewage Treatment Project Loan - 510-STP-6 - New Influent Channel and Raw Water Intake).

(THREE READINGS) (PROPOSED NO. 6378)
Clause 3, Report No. 59

(19) A By-Law to Authorize the Execution of an Agreement with the Canadian Pacific Railway Company (Pipe Crossing - Mileage 102.2, Kingston Subdivision - Fraser Street Storm Outlet Sewer).

(THREE READINGS) (PROPOSED NO. 6379)
Clause 6, Report No. 59

(20) A By-Law to Amend By-Law No. 6307, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1969-1973)" (Revision No. 2).

(THREE READINGS) (PROPOSED NO. 6380)
Clause 13, Report No. 59

(21) A By-Law to Amend By-Law No. 2537, "A By-Law to Ratify and Confirm the Establishment of Petty Cash and Change Funds" (Increase: Social Services Petty Cash Fund; Add General Payroll Bank Account Deposit).

(THREE READINGS) (PROPOSED NO. 6381)
Clause 14, Report No. 59

(22) A By-Law to Amend By-Law No. 4, "A By-Law to Provide for the Conditions of Employment of Employees of the Corporation of the City of Kingston" (Overtime: Foremen).

(THREE READINGS) (PROPOSED NO. 6382)
Clause 16, Report No. 59

(23) A By-Law to Amend By-Law No. 2970, "A By-Law to Authorize the Execution of an Agreement with Her Majesty the Queen in Right of Ontario, Represented by the Minister of Public Works for the Province of Ontario (Sewage Disposal)" (Revised Agreement).

(THIRD READING) (NO. 6300)
Clause 7, Report No. 29

(24) A By-Law to Authorize the Execution of an Agreement with John Nicholas Pushcar, Trading Under the Name of Acme Window Cleaners (Purchase of Additional Land - Dalton Avenue).

(THIRD READING) (NO. 6320)
Clause 14, Report No. 29

(25) A By-Law to Authorize the Construction of a 26 Foot Wide Asphalt Pavement with Curb, Gutter and Boulevard on Westmorland Road from McMahon Avenue to Glengarry Road Under the Provisions of The Local Improvement Act (Petition).

(THIRD READING) (NO. 6335)
Clause 6(b), Report No. 45

(26) A By-Law to Authorize the Execution of an Agreement with Canada Bread Company, Limited (Industrial Site - Elliot Avenue).

(THIRD READING) (NO. 6341)
Clause 8, Report No. 45

(27) A By-Law to Authorize the Sale of Land to Canada Bread Company, Limited (Industrial Site - Elliot Avenue).

(THIRD READING) (NO. 6342)
Clause 8, Report No. 45

(28) A By-Law to Amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures" (Amend Requirements for Automatic Sprinkler Systems).

(THIRD READING) (NO. 6347)
Clause 1, Report No. 50

(29) A By-Law to Stop Up the Street Allowance Shown on Plan 19 Lying South of Elliot Avenue and Between Lots 27, 28, 35 and 36 on Plan 19 Pursuant to the Provisions of Section 459 of *The Municipal Act*.

(THIRD READING) (NO. 6354)
Clause 2, Report No. 47

(30) A By-Law to Fix the Price at Which the Stopped Up Portion of the Street Allowance Shown on Plan 19 Lying South of Elliot Avenue and Between Lots 27, 28, 35 and 36 Shall be Offered for Sale Pursuant to Section 477 of *The Municipal Act*.

(THIRD READING) (NO. 6355)
Clause 2, Report No. 47

(31) A By-Law to Authorize the Reconstruction of Certain Sidewalks (1969 Capital Expenditures From Current Revenues).

(THIRD READING) (NO. 6356)
Clause 7, Report No. 51

(32) A By-Law to Amend By-Law No. 4, "A By-Law to Provide for the Conditions of Employment of Employees of the Corporation of the City of Kingston".

(THIRD READING) (NO. 6357)
Clauses 8 and 9, Report No. 51

MOTIONS

(1) Moved by Ald. Travers,
Seconded by Ald. Cook,

That the commendation of the Council of the Corporation of the City of Kingston be given to:

Police Constable William Quick
and
Mr. Gregory Wanless

for their actions on the 26th of May, 1969, when, without regard for their own safety, they rescued Mr. Garth Martin from his car from beneath the frigid water of Kingston Harbour.

Local Govt.

The Regular Meeting of City Council Was Held in the Council Chamber on Monday, June 23, 1969, at 8:14 p.m.

In the absence of Mayor Swain, Ald. Keyes served as Acting Mayor.

ROLL CALL

Acting Mayor Keyes, Ald. Brightman, Ald. Cook, Ald. Enright, Ald. Hunter, Ald. Keenleyside, Ald. Matthews, Ald. Meister, Ald. Newman, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts.

ACTING MAYOR KEYES PRESENTED DEPARTMENT OF HIGHWAYS CERTIFICATE OF SUCCESSFUL COMPLETION OF *MUNICIPAL SURVEYING COURSE #69-16* to Mr. JAMES J. SALSBURY.

TABLING OF DOCUMENTS

(1) Copy of book entitled *"Network Diagrams and the Official Plan"* issued by the Department of Municipal Affairs which includes the preparation of the Official Plan for the City of Kingston (Old City) as an example.

(2) Copy of Appointment for Hearing before the Ontario Municipal Board at 2 p.m. July 2, 1969, in the Council Chambers of the Appeal by Alwington Park Incorporated and others against a decision of the Committee of Adjustment of the City of Kingston dated April 8, 1969, granting an amended application by Zita Dossett to permit an extension of a carport to the street line at 516 King Street West.

(3) Statement of Expenditures of The Children's Aid Society of the City of Kingston and County of Frontenac for the period January 1, 1969, to April 30, 1969.

(Note: Copy of Statement previously distributed to each member of Council)

(4) Copy of Account of the Canadian National Railways submitted to the Canadian Transport Commission in amount of $39,119.37 for installation of Crossing Protection at Elliot Avenue (Mile 172.72, Kingston Subdivision, C.N.R.) pursuant to Order No. R-558 dated November 14, 1967, and notification that the Railway Transport Committee, Canadian Transport Commission, has authorized a payment of 80% ($31,295.50) from the Railway Grade Crossing Fund to the C.N.R.

(Note: City's Share - 12½%
C.N.R. - 7½%)

(5) Copy of Booklet entitled *"A Survey and Regional Development Plan for Eastern Ontario"* prepared by the Eastern Ontario Development Council.

(To be Referred to the Industrial Commission)

(6) 1968 Annual Report of the Public Utilities Commission of the City of Kingston.

(7) 1968 Annual Report of the Public Service Commission of Canada.

(8) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to April, inclusive, 1969:

		1968 Jan. to April		1969 Jan. to April
REVENUE		$190,262.		$180,567.
EXPENDITURES				
Total Operating Expenses:		$231,299.		$239,688.
Less Revenue:	(-)	190,262.	(-)	180,567.
NET OPERATING DEFICIT:		*$ 41,037.*		*$ 59,121.*
Plus: Pro-Rated Debenture Charges	(+)	32,578.	(+)	33,132.
TOTAL DEFICIT FOR PERIOD:		*$ 73,615.*		*$ 92,253.*

(NOTE: Current Fare Schedule introduced for adults on July 4, 1966, and for students on September 1, 1968).

TABLING OF DOCUMENTS (cont'd)

(9) 1968 Annual Report of the Kingston Fire Department.

(10) Report of the Grand Jury attending the General Sessions of the Peace of the County of Frontenac presented to His Honour Judge Alan R. Campbell on the satisfactory conditions of the following institutions:

City Jail
Rideaucrest
Children's Aid Society Shelter
Provincial Jail

MINUTES

Moved by Ald. Brightman,
Seconded by Ald. Cook,

That the minutes of City Council Meeting No. 10, held on May 12, 1969, City Council Meeting No. 11, held on May 21, 1969, and City Council Meeting No. 12, held on May 26, 1969, be adopted as printed.

CARRIED

COMMUNICATIONS

To be Filed:

(1) From the Hotel Dieu Hospital, thanking the members of Council for their 1969 Grant.

(2) From The Muscular Dystrophy Association of Canada, Toronto, thanking the members of Council for their 1969 Grant.

(3) From Mr. Syl Apps, M.P.P., Kingston and the Islands, acknowledging receipt of Council's resolutions:

(a) partially endorsing the resolution of the City of Owen Sound requesting government control of phosphatic content in detergent soaps (R.48(3)69),

(b) not endorsing the resolution of the City of Sarnia concerning pornographic material in the mail (R.50(2)69), and

(c) partially endorsing the resolution of the City of Kitchener concerning assessment (R.50(3)69).

(4) From the Honourable W. Darcy McKeough, Minister of Municipal Affairs, notifying that the government has approved the making of advance payments in lieu of taxes to municipalities under *The Municipal Tax Assistance Act* with respect to CROWN-OWNED properties as early as April in each year in amount of 50% of payments made in previous year, upon application to the Subsidies Branch of the Department of Municipal Affairs.

To be Referred to the Mayor's Regional Government Study Committee:

(5) From the Association of Ontario Mayors and Reeves, submitting a *Statement of General Policy on Regional Government.*

To be Referred to the Fire, Legislation and Housing Committee:

(6) From the City of Windsor, requesting endorsation of their following resolution:

WHEREAS Section 97 (1) (a) of The Municipal Act requires the voter at municipal elections to mark his ballot with a cross (X);

AND WHEREAS a large number of ballots are spoiled by the use of checkmarks;

AND WHEREAS the use of the checkmark, when properly placed on the ballot clearly indicates the voter's intention;

THEREFORE BE IT RESOLVED that the Ontario Legislature be urged to amend Section 97 of The Municipal Act to permit the voter to mark his ballot with a cross or a checkmark.

COMMUNICATIONS (cont'd)

To be Referred to the Fire, Legislation and Housing Committee (cont'd)

(7) From the Borough of Scarborough, requesting endorsation of their following resolution:

> *WHEREAS Section 379(1) Paragraphs 30 & 31 enable municipalities to regulate or prohibit the sale of fireworks and prohibit or regulate the setting off of fireworks;*
>
> *AND WHEREAS it is desirable for the safety of children and to protect against accidents and fire that municipalities be authorized to prohibit the sale and setting off of certain types of fireworks and at the same time be enabled to regulate other types of fireworks which are not dangerous to people or property;*
>
> *AND WHEREAS it is desirable to amend The Municipal Act to give such authority to municipalities:*
>
> *NOW THEREFORE BE IT RESOLVED that an application be made to The Honourable the Minister of Municipal Affairs requesting that he immediately implement amendments to Paragraphs 30 & 31 of Section 379(1) to enable municipalities to enact by-laws to afford the protection needed.*

(8) From the City of Brantford, requesting endorsation of their following resolution:

> *Whereas the proposed provincial takeover of the municipal property assessment function will result in increased costs to Ontario taxpayers; and,*
>
> *Whereas this takeover was announced with no warning to Municipal Councils, and with no consultation with local authorities;*
>
> *And Whereas it has been stated fairly regularly by the Government of Ontario that the assessment function would be a responsibility of Regional Government where such is established;*
>
> *And Whereas the Municipal Assessment departments work with, and their assessment records are essential to the day to day operation of other Municipal departments:*
>
> *Therefore, be it resolved that:*
>
> *(1) The Government of Canada defer its announced intention to assume municipal assessment functions until, at least, it has studied the matter in full consultation with local officials; and*
>
> *(2) The Government of Ontario pledge itself to assign the assessment function to the regional level of Government once same has been formed.*

To be Referred to the Fire, Legislation and Housing Committee and to the Kingston Planning Board:

(9) From the Honourable W. Darcy McKeough:

(a) acknowledging receipt of Council's resolution (R.44(2)69) endorsing the resolution of the City of Sarnia requesting amendment of Section 30.a of *The Planning Act* to permit municipalities to establish housing standards for rental properties and minimum standards of maintenance on commercial and industrial properties, and

(b) notifying that Mr. Matthew Lawson, former Planning Director, City of Toronto, has been engaged to conduct a complete review of the operation and scope of Section 30.a of *The Planning Act*.

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee:

(10) From the Town of Fort Erie, requesting endorsation of their following resolution:

THAT we, the representatives of the Town of Fort Erie by this motion:

1. *to the Prime Minister of Canada, The Honourable Pierre Elliott Trudeau and*
2. *to the Prime Minister of Ontario, The Honourable John Robarts*

Since taxes to meet government operations and spending programs are escalating beyond the ability of many Canadians to pay, we respectfully request implementation forthwith of non-partisan commissions to investigate the disbursement of tax monies in (a) Ontario, and (b) Canada in an effort to prevent our economy from plunging into economic chaos toward which is headed.

Such commissions to be composed of:

1. *One or more successful persons from the business world.*
2. *An outstanding labour union leader.*
3. *An accountant of international repute.*
4. *Outstanding member of press.*

We further respectfully petition the above-named governments to implement the said commissions and establish their necessary terms of reference and budgets no later than the end of July, 1969.

(11) From the City of Belleville, requesting endorsation of their following resolution:

WHEREAS equality in education, properly understood, can be a valid basis for the most fruitful kind of co-operation which will improve standards in both sectors of the public school system; and,

WHEREAS the principle of equality includes the primary criterion of equity, which in terms of school finance means that all schools in the publicly-supported Ontario system should be subject to similar fiscal treatment, whether the source of revenue be a provincial grant or a local tax; and,

WHEREAS the program of the separate public schools must now be, no less than the public school program, a continuous and integrated process from Kindergarten to Grade 13;

THEREFORE, BE IT RESOLVED:

(a) THAT this municipal Council supports the principle and practice of 'Equal Opportunity for Continuous Education in the Separate Schools of Ontario from Kindergarten to Grade 13';

(b) THAT this municipal Council present this resolution to the Premier and to the Minister of Education;

(c) THAT this municipal Council urge every other municipal council in Ontario to support this resolution and make this fact known to the Premier and Minister of Education.

(12) From the Parks and Planning Committee of the Association of Women Electors, enclosing a copy of their letter to the Honourable D. C. Jamieson, Minister of Transport concerning public access to the Kingston waterfront.

(Note: Copy of letter and enclosure distributed previously to each member of Council).

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee (cont'd)

(13) From the office of the Minister of Finance enclosing copy of letter from the Canadian Radio-Television Commission notifying that the Government's Policy established by statement made by the late C. D. Howe on May 3, 1946, was reconfirmed in a statement in the House of Commons on February 3, 1969, as follows:

Commons Debates - Page 5029:

Question No. 658 - Mr. Fortin:

1. Has an application for a broadcasting licence by a provincial government or its agents ever been rejected and, if so, when and with respect to what applications and on what grounds?

Mr. Yves Forest (Parliamentary Secretary to the President of the Privy Council):

I am informed by the Secretary of State and the Postmaster General as follows: 1. No. The policy of the Government, as stated in the House of Commons on May 3, 1946 is still in effect that since broadcasting is the sole responsibility of the Federal Government, broadcasting licenses shall not be issued to other governments or corporations owned by other governments.

(14) From the City of Windsor, requesting endorsation of their following resolution:

THAT WHEREAS parking areas in shopping centres with a common use by customers of all tenants, have been declared to be exempt from business assessment;

AND WHEREAS a groceteria with a large parking area, used exclusively by its customers, has been found liable for business assessment on the total area;

AND WHEREAS in shopping centres, the tenants therein are subject to payments for the up-keep and maintenance of the common parking areas;

AND WHEREAS this results in discrimination in favour of the shopping centres;

THEREFORE BE IT RESOLVED that the Provincial Government be petitioned to introduce the necessary legislation to permit municipalities to levy business taxes on all parking areas jointly used and that such taxes be paid as indicated in either (a) or (b) hereunder:

(a) The owner of the land shall pay such business taxes since such owner is in position to distribute the amount of such taxes on the basis of use, among his tenants; or

(b) The tenants (the users) shall pay this tax which shall be allocated to the various occupants in proportion of the building areas.

To be Referred to the Fire, Legislation and Housing Committee:

(15) From the Kingston Humane Society, regarding the Bill now before the Ontario Legislature which, among other measures, makes it obligatory for any humane society which, like the Kingston Society also operates the city pound, to hand over any unwanted animals to a university for research or teaching purposes, and stating that if this is incorporated into the Bill to be presented that they would wish to terminate their agreement with the City.

To be Referred to the Airport Commission:

(16) From Mr. C. J. Keller, Executive Assistant to the Minister of Finance regarding grants in lieu of taxes in respect of the Airport at Kingston, and submitting the following comments received from the appropriate Department of Finance official:

COMMUNICATIONS (cont'd)

To be Referred to the Airport Commission (cont'd)

(16) (cont'd)

"If the Airport, or any portion of it, is acquired by the Department of Transport the lands so acquired would qualify for grants in lieu of real property taxes and for grants in lieu of local improvement charges. An exception would be made, however, for any lands or buildings occupied by third parties such as private airlines, Air Canada or a municipality. The grants would, of course, be payable to the municipality in which the Airport is situated. Both the City and Township of Kingston have received grants in lieu of taxes on departmental property for many years and both are aware of the nature of the payments.

Grants in lieu of taxes do not provide compensation for water or other utilities. However, the recipient departments are authorized to pay service charges such as water bills and the grants in lieu of local improvement taxes may provide payment in respect of capital costs of water lines provided there are frontage charges which are applicable to private property owners. If there are problems concerning the provision of utilities these should be dealt with by Transport and the municipalities concerned. If for some reason Transport were to feel that special compensation were justified, they could make a special submission to the Treasury Board."

Which Has Been Referred to the Finance Committee:

(17) From the Department of Transport, Marine Services Branch, enclosing draft lease with the City of Kingston covering the use of a waterlot in Kingston Harbour as a site for a marina.

Which Has Been Referred to the Fire, Legislation and Housing Committee:

(18) From Mr. Andrew J. Connidis, Architect, regarding proposal for a 60 to 70 unit row housing project for Kingston.

To be Filed:

(19) Copy of Address by The Honourable W. Darcy McKeough, Minister of Municipal Affairs, to The Institute of Municipal Assessors, Chateau Laurier Hotel, Ottawa, Ontario, dated June 16, 1969.

(20) Minutes of Provincial Landlord Delegates Conference held at the King Edward Sheraton Hotel, Toronto, on March 31, 1969.

(See Clause 1, Report No. 52)

(21) From the Association of Women Electors, concerning the agreement re the foot of Mowat Avenue not having received third reading and expressing their concern, since this is an area at the waterfront with public rights involved.

(22) From Central Canada Exhibition 69, Ottawa, requesting the City of Kingston to sponsor a float for their Inter-City Parade which will be held in connection with this year's Exhibition to be held on August 23rd.

To be Referred to the Fire, Legislation and Housing Committee:

(23) From Mr. Ernest A. Cromarty, Architect, regarding the erection of between 60 and 70 housing units at the corner of Portsmouth Avenue and Bath Road which he understands is being contemplated by City Council, to be operated by a Limited Dividend Company and sponsored by the City, and offering the services of his organization in connection with this or any other project.

PETITIONS

(1) Presented by Mr. Trevor Dossett, June 6, 1969, and having 43 signatures, petitioning:

That Mowat Avenue from Logan Street south shall be designated a "NO PARKING ZONE" on both East and West sides and that Yonge Street from Logan Street south also be designated a "NO PARKING ZONE" on both East and West sides by reason of the fact that there are

PETITIONS (cont'd)

(1) (cont'd)

already fifty apartments in one block on the Lakeshore and there are seventy more suites now under construction. The right of way past the Lakeview Manor is now quite restricted, especially during evenings, and could become impassable if parking is allowed on the travelled portion whether widened or not.

(Which Has Been Referred to the Traffic and Streets Committee)

(2) Ald. Newman presented a petition containing 73 signatures from residents supporting the recommendations of the Ontario Law Reform Commission on Landlord-Tenant Law, and urging Council to petition the Ontario Government to implement them immediately.

(Referred to the Fire, Legislation and Housing Committee)

REPORTS

Ald. Matthews presented Report No. 52 of the Committee on Fire, Legislation and Housing as follows.

Moved by Ald. Matthews, seconded by Ald. Travers, That Report No. 52 be received and adopted clause by clause.

REPORT NO. 52

To the Mayor and Members of Council Kingston, June 20, 1969

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That the recommendations contained in the Interim Report on Landlord and Tenant Law of the Ontario Law Reform Commission (1968), as follows, be endorsed clause by clause; and that the Ontario Government be requested to take immediate steps to implement all of these recommendations; and further, that this resolution be circulated to other Ontario cities, seeking their endorsation:

1. Continuing Study: This interim report deals only with the most urgent problems in the law of landlord and tenant. It should be recognized that there is a need for further research and study.

2. Scope of the Study: In some important aspects residential and commercial tenancies require different legal treatment. This report is based on a study of residential tenancies. Commercial tenancies should be the subject of separate examination.

3. Distress: The right to distrain, whether arising out of the common law, statute or contract, should be abolished.

4. Security Deposits: It should be made unlawful for a landlord to demand or receive a security deposit against damage or any other contingency involving the demised premises. Landlords should be permitted, however, to request payment of the last month's rent in advance but any sum so paid should be treated as security for the payment of rent only.

5. Existing Security Deposits: Our recommendation abolishing security deposits should apply only to leases created or renewed after the coming into force of the remedial legislation. Security deposits which have been paid under leases which are still current at that time should be governed by the following requirements:

(a) interest should be payable to the tenant at the end of the term on the full amount of his security deposit at the rate of five (5) percent a year, compounded annually, to be calculated from the day of the coming into force of the remedial legislation;

(b) the security deposit, together with interest, must be returned to the tenant within ten days of the date of the termination of the lease, whether by effluxion of time or otherwise;

Report No. 52 - Fire Legislation & Housing Committee (cont'd)

1. (cont'd)

5. Existing Security Deposits (cont'd)

(c) if the landlord seeks to retain all or part of the security deposit and interest in satisfaction of any damage for which the tenant is allegedly responsible, and if the tenant does not consent in writing to forfeit that part of the security deposit and interest claimed, the landlord must commence an action against the tenant to enforce his claim within ten days of the date of the termination of the lease. If he does not his claim should be extinguished.

Security deposits which have been paid in all other cases should be repaid to the tenants within thirty days of the date of the coming into force of the remedial legislation.

6. Penalty: Breach of any of the provisions enacted to give effect to the recommendations concerning security deposits should subject a landlord to prosecution, and on conviction to the payment of a fine.

7. Contracting Out:

(1) Section 22 of The Landlord and Tenant Act, R.S.O. 1960, c. 206, should be amended to give effect to the following requirements:

(a) every lease wherein the right to assign, sublet or otherwise part with possession is restricted, should be deemed to contain a provision that leave to assign, sublet or part with possession will not be arbitrarily or unreasonably withheld;

(b) any agreement purporting to waive the requirement set out in (a) should be null and void;

(c) the landlord should be entitled to reasonable expenses entailed in granting leave;

(d) in determining whether leave to assign, sublet or part with possession has been arbitratily or unreasonably withheld, a court should consider all the relevant circumstances, including but not limited to the duration of the original term and the length of the term remaining when leave is sought.

(2) Any attempt on the part of the tenant to waive his rights with respect to exemptions from distress and other protective measures under The Landlord and Tenant Act should be null and void.

(3) The Residential Property Tax Reduction Act, 1968 should be amended to make it an offence, punishable by fine, for any landlord to insert a waiver clause in a lease whereby the tenant purports to waive the benefits conferred upon him by the Act.

8. Obligation to Repair:

(1) The landlord should be under a duty at the beginning of the term to hand over possession of premises in a good state of repair and fit for habitation.

(2) The landlord should be under a duty to maintain the premises in a good state of repair and fit for habitation during the tenancy. This duty, however, should be subject to an obligation on the tenant to repair damage caused by his wilful or negligent conduct or that of persons brought onto the premises by him. The landlord's duty should also be subject to the obligation of the tenant to perform such normal housekeeping tasks as cleaning, polishing, changing fuses and light bulbs, etc.

(3) In determining the nature and extent of the landlord's obligation to repair, a court should consider all relevant public health legislation and municipal minimum housing standards by-laws.

Report No. 52 - Fire, Legislation & Housing Committee (cont'd)

1. (cont'd)

8. Obligation to Repair (cont'd)

(4) Tenants should be given by statute a right of action to enforce, each for his own benefit, any repair obligation, whether devolving upon landlords by contract, lease, statute or municipal by-law.

(5) Where the landlord is in breach of his obligation to repair, the tenant, after giving notice to the landlord and upon obtaining the order of a court, should have the power to terminate the tenancy. By analogy to relief against forfeiture a court should be empowered to grant the landlord time to remedy the breach Alternatively, at the request of the tenant, the court should permit the tenant to make the necessary repairs and deduct his expenses from the next ensuing instalments of rent.

(6) Consideration should be given to the establishment of a system of tax incentives and low interest loans for the financing of the repair and renovation of substandard dwellings. If obligations are to be imposed on landlords reason dictates that they be given proper means to discharge those obligations.

(7) A prospective lessee's inspection of the premises should not defeat his right to the benefit of the landlord's repair obligation.

9. Restrictions Against Children: The problem of restrictions against children cannot be dealt with adequately by legislation. Many restrictions, apparently unfair, in fact result from the special nature of a particular building rather than from any desire to discriminate. The accommodation problems of families with young children can be treated best by making it as attractive for developers to build for families with children as it is for other occupants. Discrimination solely on the basis that prospective tenants have young children is condemned, but legislative action by way of direct prohibition is not recommended because it is not feasible and has not worked satisfactorily in other jurisdictions.

10. Restrictions Against Trading: Although there are valid reasons for permitting restrictions concerning the admission of tradesmen to multiple unit dwellings, the practice of tradesmen making payments to owners or superintendents of buildings in exchange for the privilege of exclusive access should be made illegal and subject to penalty.

Subject to this, restrictions should be permitted but where they are imposed their precise nature should be set out in a separate clause in future leases. The tenant should acknowledge in the lease that the restrictions were drawn to his attention before he signed the lease.

In this, as in other matters, the importance of the tenant receiving a true copy of the lease is apparent. We recommend that it be made obligatory that tenants be given such copy.

Legislation should provide that landlords of multiple family units shall not restrict canvassing and orderly distribution of election literature by candidates or their authorized representatives in federal, provincial, municipal or school board election campaigns.

11. Acceleration Clauses: In order to make rent acceleration clauses less subject to abuse whilst still protecting landlords' legitimate interests, where the landlord claims an acceleration of rent and if the tenant pays arrears or remedies the breach of covenant, a court should have a power to stay proceedings similar to that conferred by section 20 of The Mortgages Act, R.S.O. 1960, c. 245.

12. Mitigation of Damages: Where a tenant abandons the premises the rule whereby the landlord is not required to mitigate his damages should be reversed so that the ordinary rules of contract relating to mitigation of damages will apply.

Report No. 52 - Fire, Legislation & Housing Committee (cont'd)

1. (cont'd)

13. Frustration of Lease: The doctrine of frustration of contract should be made applicable to leases. Where the leased premises have been destroyed by fire or been so damaged that they are no longer of use for the purposes for which they were let, the obligation to pay rent should cease. When the obligation to pay rent ceases, the landlord's obligation to repair should cease as well.

14. Termination of Tenancies: New rules should be enacted to govern the form of notices to quit, the time for giving such notices, the method of calculating time when notice has been given, the cases where overholding tenancies will arise and to provide for substitutional service. The possible form which these rules might take is given in the text.

15. Independence of Covenants: The covenants in leases should be treated as dependent, each upon the others, and the positions of landlords and tenants respecting breach of covenants should be assimilated. This would eliminate the anomaly of a tenant having to pay rent and perform his other obligations under a lease even though the landlord has broken such covenants as to repair, provide heat and give quiet enjoyment. Where the other has broken a covenant in the lease, either the landlord or the tenant should be able to apply to a court for an order terminating the tenancy. Relief against forfeiture should be available to either party in a proper case.

16. Penalty for Lock-out: In order to prevent resort to self-help as a means of regaining possession and effecting a *de facto* termination of the tenancy, a landlord who unlawfully changes the locks on doors giving access to the leased premises should be subject to prosecution, and on conviction to the payment of a fine.

17. Lessees' Right Prior to Take Possession (Interesse Termini): A lessee under a valid lease should have the same rights *before* be takes possession as *after*. Accordingly the doctrine of *interesse termini* should be abolished. The inadequacy of relief available to a lessee to whom possession has been wrongfully denied thus would be remedied.

18. Covenants Relating to Things in Being (In Esse) and Things Not in Being (In Posse): The rule of distinction which holds that covenants concerning the leased property relating to things in existence at the time of the demise run with the land, while covenants relating to things *not* in existence at that time do not run with the land, should be abolished.

19. The Leasehold Advisory Bureau:

(1) Municipalities should be authorized to establish, as a matter of local option, offices or networks of offices to be called Leasehold Advisory Bureau (L.A.B.). Landlords or tenants having problems arising out of a tenancy could go to an office near to them and seek advice as to the nature of their rights and how they might proceed to enforce them. The staff of the office would use their best endeavours to obtain a satisfactory and perhaps amicable settlement of the problem. If that proved impossible, they would then advise the parties as to how they might obtain a settlement of the issue by the courts or by setting administrative action in motion. In appropriate cases parties could be referred to legal aid.

(2) Where metropolitan or regional municipalities have been established, it would be preferable that these powers be granted to the metropolitan or regional councils, rather than to the local or area municipalities.

(3) The functions of each L.A.B. should be the provision of information, conciliation and rent review. It would answer the questions of landlords and tenants, explain the benefits and burdens of provincial legislation affecting them, seek to mediate disputes and to aid in fair settlements, and when necessary, undertake a full rental review.

Report No. 52 - Fire, Legislation & Housing Committee (cont'd)

1. (cont'd)

19. The Leasehold Advisory Bureau (cont'd)

(4) On the L.A.B. staff would be a Rent Review Officer whose duties would be to attempt to obtain fair and just settlements of disputes concerning the payment or increasing of rent at any time during or at the end of the tenancy, and of disputes over whether a tenancy should be continued or renewed.

(5) Either the Attorney General or the Minister of Financial and Commercial Affairs should exercise a general supervisory role over the entire programme.

10. Rent Control:

(1) Municipalities should be empowered to appoint Rent Review Officers within the organization of Leasehold Advisory Bureaux.

(2) Rent Review Officers should be authorized to investigate complaints of unreasonable rent increases brought to them, to mediate between the parties in an effort to obtain a proper settlement of the dispute, and to recommend to the parties what increase in rent, if any, is justifiable in a given situation.

(3) Municipalities not believing that Rent Review Officers alone are sufficient to handle their local rent increase problems should be empowered to establish Rent Review Boards.

(4) Rent Review Boards should be authorized, on the application of a Rent Review Officer, a landlord or a tenant, to reinvestigate a case where the Rent Review Officer's recommendations have not been followed or where any party is dissatisfied with the Officer's disposition of the case.

(5) After making its investigation the Rent Review Board should send a copy of its findings and its recommendations as to what would constitute just resolution of the case to all parties in the form of a written report.

(6) Where a landlord fails to act in accordance with the Rent Review Board's recommendations, the Board should be under a duty to send a copy of its findings and recommendations, together with the landlord's response to them, to the local municipal council.

(7) The local municipal council should be empowered to publish the report of the Board or to take such other action as it deems proper.

(8) Either the Attorney General or the Minister of Financial and Commercial Affairs should exercise a general supervisory role over the entire programme.

(9) If these measures do not prove sufficient to control improper increases in rent, the legislature should consider the introduction of a more stringent and compulsory system of control.

21. Procedure of Adjudication:

(1) The Commission recommends that the Attorney General consult with the Chief Judge of the County Court to devise some system whereby landlord and tenant matters in urban areas may be brought forward and dealt with more expeditiously.

(2) In cases where it would be appropriate, injunctive relief should be available to landlords and tenants to restrain breaches of covenants.

Report No. 52 - Fire, Legislation & Housing Committee (cont'd)

1. (cont'd)

22. Protection from Retaliatory Eviction:

(1) The Leasehold Advisory Bureaux should be given specific responsibility to investigate and report upon cases where landlords are accused of retaliation against tenants who have resorted to their statutory rights.

(2) On an application for a writ of possession or in an action for possession, if it appears to the court, on a balance of probabilities that:

(a) the notice to quit was given because of the tenant's complaint to any governmental authority of the landlord's violation of any statute or municipal by-law dealing with health or safety standards, including minimum housing standards by-law; or

(b) the notice to quit was given because of the tenant's attempt to secure or enforce his legal rights;

then the court may refuse to grant an order for possession and may declare the notice to quit invalid. In such case the previous tenancy shall continue as if no notice to quit had been given.

23. Effective Dates: Of the foregoing recommendations, some, by their nature, would apply only to future tenancies. The Commission recommends that recommendations numbered 3, 5, 7(1) and (2), 11, 12, 13, 15, 16, 18, 19 and 20 be made applicable to all existing residential tenancies. Recommendation 8 would be applicable only to new leases, except that in the case of existing periodic tenancies, it should become applicable on the first anniversary date of such tenancies after the legislation becomes effective. Other recommendations would become effective in respect of leases concluded after the legislation becomes effective.

In the period between the introduction of a Bill implementing these recommendations and Royal Assent to the Bill, it is possible that arrangements might be made to frustrate the protection the Commission has proposed. Accordingly, the Commission recommends that the Legislature consider making the new Act effective from the date of its introduction.

24. Short Forms of Lease: The Short Forms of Leases Act, R.S.O. 1960, c. 373, applies to commercial as well as residential leases. This report deals only with the latter. Some of our recommendations concerning residential leases are inconsistent with the provisions of the Act. If the recommendations are implemented the Act should be amended accordingly.

TABLED
(See following motion)

Moved by Ald. Speal,
Seconded by Ald. Enright,

That Clause 1, Report No. 52 of the Fire, Legislation and Housing Committee be tabled until the next meeting.

CARRIED 8:6

2. That, as recommended by the Fire Chief, an Agreement be entered into with the Public Utilities Commission of the City of Kingston, at a fee of $1.00 per annum, for the use of land at the Elevated Water Tank site on Tower Street, for installation of a building to house Fire Department radio equipment.

CARRIED

(See By-Law No. 6361)

Report No. 52 - Fire, Legislation & Housing Committee (cont'd)

3. That, in view of the fact a recent judgment in the Court of Appeal has held that where a municipality passes a by-law to license dogs under Section 5 of the Dog Tax and Livestock and Poultry Protection Act, the license fee must apply to all dogs, the following paragraph of Section 2, By-Law No. 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies", be repealed:

"Provided, nevertheless, that the owner or possessor of a kennel of pure bred dogs which are registered in the 'Canadian Kennel Club Incorporated' may, on or before the first day of May in each year, in lieu of registering and licensing each hereinbefore required, pay to the City Treasurer the sum of $10.00 instead of the fee hereinbefore provided, which sum shall be the fee for all the dogs composing such kennel for one year, and the City Treasurer shall issue a special license for such kennel upon the production of a certificate from the keeper of such Register or a certified extract from the said Register, showing that all the dogs composing such kennel have been registered, and upon the payment of said sum of $10.00."

(See By-Law No. 6371) *CARRIED*

4. That a by-law be presented to Council to amend By-Law No. 1998, "A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours", by adding Chapeski Fina Station, 32 Queen Street, to Series "E", Schedule "C".

Note: This will now provide 24-hour service to be available every week.

(See By-Law No. 6372) *CARRIED*

5. That, as recommended by the Housing Sub-Committee, in order to prepare documentation for the application for approval for a debenture by-law for the proposed row housing project situate at the south-west corner of Portsmouth Avenue and Bath Road, the architectural firm of Klein and Sears, Toronto, be appointed as architects, subject to the provision of funds by Council, as recommended in Clause 15, Report No. 59.

(See following motions to amend)

Moved by Ald. Speal,
Seconded by Ald. Keenleyside,

That clause 5 be amended by deleting the word "appointed" in line 5 and substituting the word "considered", and by adding after the word "architects" in line 5, the words "along with local architects".

CARRIED 10:4

Moved by Ald. Newman,
Seconded by Ald. Meister,

That clause 5 be further amended by the addition of the words: "and that a special meeting of Council be held on Wednesday, July 2, 1969, to consider the appointment of an architect.".

CARRIED 12:2

Clause 5, as amended, now reads as follows:

5. That, as recommended by the Housing Sub-Committee, in order to prepare documentation for the application for approval for a debenture by-law for the proposed row housing project situate at the south-west corner of Portsmouth Avenue and Bath Road, the architectural firm of Klein and Sears, Toronto, be considered as architects, along with local architects, subject to the provision of funds by Council, as recommended in Clause 15, Report No. 59, and that a special meeting of Council be held on Wednesday, July 2, 1969, to consider the appointment of an architect.

CARRIED AS AMENDED 14:0

Respectfully submitted,

(signed) *K. W. Matthews* (CHAIRMAN)
D. J. Travers
C. J. Meister
Joan Newman
D. G. Timmins

Ald. Speal presented Report No. 53 of the Committee on Traffic and Streets as follows.

Council consented to the addition of clause 4 as printed on the Agenda.

Moved by Ald. Speal, seconded by Ald. Vosper, that Report No. 53 of the Traffic and Streets Committee be received and adopted clause by clause.

REPORT NO. 53

To the Mayor and Members of Council Kingston, June 17, 1969

The Committee on Traffic and Streets reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) and By-Law No. 495 (Meter By-Law) to provide:

   (a) for erection of "No Parking - Tour Train Stop" signs in front of the Chamber of Commerce on May 15 rather than June 15, since the Confederation Tour Train now begins to operate in May;

   (b) for erection of "Yield Right-of-Way" signs on Fairview Road at Hillendale Avenue;

   (c) for installation of two 12 minute meters on the north side of Princess Street in place of two 5¢/hour meters east and west of Drayton Avenue and closest to Drayton Avenue; and

   (d) for the installation of traffic signal lights at the following intersections:

   King and Portsmouth
   University and Union
   Johnson and University

   (See By-Laws Nos. 6373 & 6374) *CARRIED*

2. That the Downtown Businessmen's Association be granted permission to hold a street dance on Sydenham Street between Princess and Queen Streets on July 25, 1969; to conduct a log sawing contest at the pedestrian exit from the McKee Parking Lot on Princess Street between Clergy and Barrie Streets; and to have an Old Time Fiddlers' Contest in the Market Square on Saturday, July 26, 1969.

   CARRIED

3. That a by-law be presented to Council to amend Section 18 of By-Law No. 495 (Meter By-Law) to provide that the vehicle driven by the Industrial Commissioner be designated as an "Authorized Emergency Vehicle" to permit him to park his privately owned vehicle at meters without depositing coins while on Municipal business.

   NOTE: The Traffic and Streets Committee made the foregoing recommendation subject to review by the Committee of the entire system of allotment of free parking stickers to certain officers and employees of the Corporation.

   (See By-Law No. 6374) *CARRIED*

4. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide for the prohibition of parking on the east and west sides of Yonge Street from Logan Street southerly.

   CARRIED

Respectfully submitted,

(signed) *George N. Speal* (CHAIRMAN)
Geo. Vosper
V. C. Brightman
H. G. Hunter
D. J. Travers

Ald. Speal presented Report No. 54 of the City of Kingston Planning Board as follows.

Council consented to the amendment of clause 3 by deleting all of the words after the word "project".

Moved by Ald. Speal, seconded by Ald. Vosper, that Report No. 54 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 54

To the Mayor and Members of Council Kingston, June 13, 1969

The City of Kingston Planning Board reports and recommends as follows:

1. That, as recommended by the Industrial Commission, a by-law be presented to Council to amend By-Law No. 3078, "A Restricted Area (Zoning) By-Law" by adding the following Section 61:

"Notwithstanding the fact that the uses set forth for an M1 Industrial Zone in Sections 14.1.1 to 14.1.7.3 do not include kennels, and notwithstanding the M3 regulations concerning minimum lot area in Section 16.2.5 and minimum lot width in Section 16.2.6 on that part of Lot 23, Concession 3, City of Kingston, outlined in black on the plan attached to By-Law No. as Schedule "A", prepared by N. B. Campbell, Ontario Land Surveyor, dated January 1969, a building may be constructed to be used in conjunction therewith."

CARRIED 13:1

(See By-Law No. 6375)

(Ald. Vosper opposed)

2. That, as recommended by the Planning Officer, a by-law be presented to Council to put under Part Lot Control Registered Plan No. 1336, which is that part of Rideau Heights which has been redeveloped.

Note: Reg. Plan No. 1336 is the redevelopment part of Reg. Plan No. 404 and the remaining part of Plan 404 is under Part Lot Control.

CARRIED

(See By-Law No. 6376)

June 19, 1969

3. That the Planning Board is prepared to entertain consideration of the rezoning of four acres of the 10 acre parcel of land (not already designated for park purposes) known as part Lot 17, Concession I, located at the south-west corner of Portsmouth Avenue and Bath Road, referred to in By-Law No. 4970 and passed in Council on August 15, 1965, from Agricultural to Residential, for the purpose of developing a Limited Dividend Housing project, ~~provided that the Minister of Municipal Affairs is agreeable to this land, part of which was purchased out of the subdivision land fund for park or other public purposes, being so used~~.

CARRIED AS AMENDED

Respectfully submitted,

(signed) George N. Speal
G. W. Vosper

Note:

Since the Planning Board meeting on June 19, 1969, it has been ascertained:

(a) 22 acres were purchased for $66,000.,

(b) 11.809 acres (now McCullough Park) were for Public Park Purposes,

(c) 10 acres ± (remaining) "may be disposed of as City Council may authorize"

(d) $17,000. expenditure from the Reserve Funds was approved by the Minister of Municipal Affairs toward the purchase of the 11.809 acres of Public Park land (now McCullough Park), and

(e) therefore approval of Minister not required for any use of the 10 acres.

Ald. Enright presented Report No. 55 of the Rideaucrest Home Committee as follows.

Moved by Ald. Enright, seconded by Ald. Meister, that Report No. 55 of the Rideaucrest Home Committee be received and adopted clause by clause.

REPORT NO. 55

To the Mayor and Members of Council Kingston, June 17, 1969

The Rideaucrest Home Committee reports and recommends as follows:

1. That the account of Merck Sharp and Dohme of Canada Limited, for drugs for the Rideaucrest Home, be paid in the amount of $1,116.29.

CARRIED

2. That the account of Walter H. Clegg and Associates Limited, for materials for fire-proofing drapes and upholstery at the Rideaucrest Home, be paid in the amount of $546.76.

CARRIED

Respectfully submitted,

(signed) *K. G. Enright* (CHAIRMAN)
C. J. Meister
J. L. Keenleyside
D. J. Travers
E. Watts

Ald. Enright presented Report No. 56 of the Committee on Social Services as follows.

Moved by Ald. Enright, seconded by Ald. Meister, that Report No. 56 of the Committee on Social Services be received and adopted.

REPORT NO. 56

To the Mayor and Members of Council Kingston, June 18, 1969

The Committee on Social Services reports and recommends as follows:

1. That a by-law be presented to Council to enter into an agreement with the Ontario Dental Association under the following terms:

(1) (a) a "recipient" means a person (including his or her dependents) on whose behalf assistance is paid under the General Welfare Assistance Act by the Corporation of the City of Kingston;

(b) the Emergency Dental Welfare Plan means providing for extractions, fillings, necessary bite-wing radiographs, prophylaxis and pulp protection and temporary crown for traumatized permanent anterior teeth, proposed by the Association.

(2) The Association shall assume responsibility for securing the participation of its membership in the plan.

(3) The Association shall make such dental services available, as are outlined in paragraph 1 (b), to every person who is a recipient of General Welfare Assistance and to whom an Emergency Dental Welfare Card is issued by the Corporation of the City of Kingston.

(4) The Association shall assume responsibility for processing the individual dentists' accounts including an assessment of the treatment provided and the fee charged.

(5) The Association shall forward a monthly statement of expenditures along with the cards for each recipient receiving dental services during the month.

Report No. 56 - Committee on Social Services (cont'd)

1. (cont'd)

(6) After verification of the monthly account submitted by the Association, the Corporation of the City of Kingston shall pay to the Association the amount of such account plus the administration charge, and shall be a full discharge of all its obligations under this agreement.

(7) The Association shall be responsible for disbursing payment to individual dentists and shall indemnify the recipients and the Corporation of the City of Kingston from any claims from such individual dentists.

(8) Payment for these services shall be on a Fee-for-Service basis.

(9) No reimbursement will be made for services performed after the expiry date as shown on the Dental Card.

The estimated City's share of the cost of this programme is between $500. and $600. to the end of 1969.

There are sufficient funds in the Social Services budget for this.

(See By-Law No. 6362) *CARRIED*

Respectfully submitted,

(signed) *K. G. Enright* (CHAIRMAN)
C. J. Meister
J. L. Keenleyside
D. J. Travers
E. Watts

Ald. Hunter presented Report No. 57 of the Public Works Committee as follows.

Moved by Ald. Hunter, seconded by Ald. Timmins, that Report No. 57 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 57

To the Mayor and Members of Council Kingston, June 16, 1969

The Public Works Committee recommends as follows:

1. That, as recommended by the Commissioner of Works, notwithstanding the provisions of Section 29 of By-Law No. 14, "A By-Law Relating to Sewers and Drains", Mr. H. R. Gugins, 41 Westmoreland Road, and Mr. M. M. Burns, 47 Westmoreland Road, be permitted to fill the ditch through their properties on their own responsibility and leave a shallow depression as a safety precaution.

CARRIED

(See By-Laws Nos. 6363, 6364 and 6365)

2. That, since the Subdivider has paid to the City the estimated cost of outstanding deficiencies in sewers, roads and sidewalks, the services in the Green Farm Subdivision be accepted for future maintenance by the City.

CARRIED

3. That the $1000. deposit being retained by the City until June 27, 1969, in lieu of maintenance bond, as directed by City Council at meeting held on July 22, 1968, be released to the Subdivider of the Weller Subdivision on June 27, 1969, as there is no record of any trouble with the services installed, it being understood that any outstanding amounts owing to the City by the Subdivider will be deducted from the deposit.

CARRIED

Report No. 57 - Public Works Committee (cont'd)

4. That the Purchasing Agent be authorized to purchase repair parts for Grader #205 from Wajax Equipment Ltd. in approximate amount of $1000.

CARRIED

5. That the proposed Bath Road storm sewer be located outside of Block "S", Calvin Park, as shown on Dwg. A-519-1, and that the increased cost, in amount of $26,000. be charged to the Ontario Housing Corporation.

CARRIED 12:2

(Ald. Keenleyside and Ald. Vosper opposed)

6. That the tender of Lilliston Canada Ltd., in total amount of $6,878.00 (taxes exempted), for 2 - two ton CH & E Model 957 tandem asphalt rollers and 1 - one ton CH & E Model 920 asphalt roller be accepted, being the lowest tender received.

CARRIED

7. That By-Law No. 181, "A By-Law to Provide for the Collection, Removal and Disposal of Garbage, Ashes and Other Refuse" be amended as follows:

Section 6 - Add - Plastic garbage bags may be used.

The gross weight when full of any container placed out for collection must not exceed sixty pounds.

Section 15 - Add - Dry refuse may be placed out in cardboard cartons if securely tied or fastened with cord, tape or staples. Empty cardboard cartons must be broken down and tied in bundles.

CARRIED 13:1

(See By-Law No. 6377)

Respectfully submitted,

(signed) K. Keyes (CHAIRMAN)
H. G. Hunter
D. G. Timmins
G. W. Vosper
E. Watts

Ald. Cook presented Report No. 58 of the Committee on Parks, Recreation and Property as follows.

Moved by Ald. Cook, seconded by Ald. Brightman, that Report No. 58 of the Committee on Parks, Recreation and Property be received and adopted clause by clause.

REPORT NO. 58

To the Mayor and Members of Council Kingston, June 18, 1969

The Committee on Parks, Recreation and Property recommends as follows:

1. That no action be taken on the following motion which was referred by City Council to the Committee on Parks, Recreation and Property on May 26:

> "Moved by Ald. Brightman, seconded by Ald. Enright, that no alcoholic beverage be stored, served or offered for sale at any time on the properties comprising the Cook Youth Centre and the Elmer Youth Centre."

CARRIED 8:6

(See recorded vote)

YEAS: Acting Mayor Keyes, Ald. Cook, Ald. Hunter, Ald. Keenleyside, Ald. Meister, Ald. Newman, Ald. Timmins, Ald. Vosper.

NAYS: Ald. Brightman, Ald. Enright, Ald. Matthews, Ald. Speal, Ald. Travers, Ald. Watts.

Report No. 58 - Parks, Recreation and Property Committee (cont'd)

2. That the following action taken by the Committee on Parks, Recreation and Property under powers delegated by City Council be ratified:

That the Kingston Folk Arts Council be granted the use of the indoor and outdoor facilities at the Cook Youth Centre on July 26, 1969, at a rental of $40.00 for purpose of holding an Old Country Garden Festival as a part of the Kingston Summer Festival programme.

CARRIED 10:4

(Ald. Brightman, Ald. Enright, Ald. Matthews and Ald. Watts opposed)

3. That the following action taken by the Committee on Parks, Recreation and Property under powers delegated by City Council be ratified:

That the tender of Joice-Sweanor Electric Ltd., Kingston, in amount of $8,175.00 for the supply of all plant, material and labour to install certain power facilities at the public marina in accordance with plans and specifications prepared by J. D. Lee Engineering Ltd., be accepted, being the lowest tender received.

CARRIED

4. That the following action taken by the Committee on Parks, Recreation and Property under powers delegated by City Council be ratified:

That the tender of Will Mac Construction Ltd., in amount of $7,237.00, to supply all plant, material and labour necessary for the construction of hot mix hot-laid asphalt surfaces at following locations in accordance with the City's specifications be accepted, being the lowest tender received:

(a) Elmer Youth Centre - rink surface	$3,945.50
(b) Elmer Youth Centre - parking area	$1,834.00
(c) Lake Ontario Park - amusement area	$1,457.50

CARRIED

Respectfully submitted,

(signed) *W. T. J. Cook* (CHAIRMAN)
V. C. Brightman
J. L. Keenleyside
Joan Newman
D. G. Timmins

Ald. Cook presented Report No. 59 of the Finance and Accounts Committee as follows.

Council consented to the amendment of Clause 9 by deleting the figures "198" in line three, and substituting in lieu thereof the figures "199"; to the addition of clauses 17 to 20 which were distributed and 21 and 22 which were read; and to the addition of the name "W. Cleland" in clause 18.

Moved by Ald. Cook, seconded by Ald. Matthews, that Report No. 59 of the Committee on Finance and Accounts be received and adopted clause by clause.

REPORT NO. 59

To the Mayor and Members of Council Kingston, June 18, 1969

The Committee on Finance and Accounts reports and recommends as follows:

1. That the following budget appropriation amendment be approved in order to provide the City's share of funds for the construction of a pavement from Bath Road northerly to the property line of the Cataraqui Region Conservation Authority and 150 feet northerly, in accordance with the Agreement dated November 28, 1966, between the City, the Conservation Authority, and the Incorporated Synod of the Diocese of Ontario, wherein each party is to be responsible for one-third of the cost of this pavement:

Report No. 59 - Finance and Accounts Committee (cont'd)

1. (cont'd)

	Increase
REVENUE	
LICENSES & REVENUE - Building Permits	$8,000.
EXPENDITURES	
PUBLIC WORKS COMMITTEE - Contributions from Revenue Fund - Roadway (Bath Rd. Northerly)	$1,300.
FINANCE COMMITTEE - Contingencies	$7,700.

CARRIED

2. That the following resolution of the City of Windsor be ENDORSED:

WHEREAS the cost of borrowing to finance essential municipal capital needs has reached alarming levels;

AND WHEREAS City ratepayers now and for many years to come will be heavily taxed in order to pay the inordinate cost of current borrowing;

BE IT RESOLVED that the Province of Ontario give serious consideration to the establishment of a fund from which municipalities may obtain low-cost loans for capital requirements; and that such loans contain forgiveness clauses for the purpose of providing incentives to accelerate water pollution control works.

CARRIED

3. That a by-law be presented to Council to authorize the execution of an agreement with Central Mortgage and Housing Corporation for a sewage treatment project loan in the estimated amount of $21,647.00 at 6 7/8% interest, calculated half yearly, for a period of 15 years, to finance part of the cost of construction of a new influent channel and a new raw water intake at the Sewage Treatment Plant (authorized by By-Law No. 6149), pursuant to Part VI B of The National Housing Act.

(Note: 1. Where a project is completed to the satisfaction of C.M.H.C. on or before March 31, 1970, C.M.H.C. shall forgive payment of 25% of the principal amount of the loan and 25% of the interest that has accrued in respect to the loan as of the date of completion of the project.

2. This project is to be completed by October 1, 1969).

(See By-Law No. 6378) *CARRIED*

4. That, as recommended by the Industrial Commission, by-laws be presented to Council to authorize the sale of 1.5 acres more or less, of land on the north side of Dalton Avenue and having a frontage of 150 feet and a depth of 487 feet, more or less, and lying immediately to the west of the Fox property, to William J. Laking and Associates, subject to the following conditions:

(1) Price - $1200. per acre plus survey costs.

(2) Watermain - 52¢ per foot frontage for 15 years plus cost of lateral service.

(3) Sanitary Sewer - 97¢ per foot frontage for 15 years plus cost of lateral service.

(4) Pavement - Normal local improvement rates if, as and when constructed to be paid by the purchaser.

Macadam Road - $2.50 per foot frontage for five years.

Report No. 59 - Finance and Accounts Committee (cont'd)

4. (cont'd)

(5) Culvert and Driveway Ramp - Actual cost.

(6) Sewer Surcharge - 17¢ per square foot over 3,000 sq. ft. of building.

(7) Type of building to be constructed - concrete block building of not less than 7,200 square feet and substantially completed within two years.

(See By-Laws Nos. 6366 and 6367) *CARRIED*

5. That the resignation of Mr. H. H. Vermette as a member of the City of Kingston Planning Board be accepted with regret.

CARRIED

6. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with the Canadian Pacific Railway Company for permission to construct and maintain a 72 inch pipe crossing at mileage 102.2, Kingston Subdivision, at a rental of $10.00 per annum.

(Note: For Fraser St. Storm Outlet Sewer Crossing Under C.P.R. Tracks).

CARRIED

7. That the account of Smith and Smith, Ontario Land Surveyors, in the amount of $567.43 for survey of former Briceland Farm lands for sale to C.N.R. be authorized for payment.

CARRIED

8. That Lists of Accounts No. 4 dated April 30, 1969, in the amount of $916,068.26 and No. 5 dated May 31, 1969, in the amount of $6,263,184.47 for expenditures incurred under proper authorization be confirmed.

(Note: Copies of Lists of Accounts distributed to all members of Council with Finance Agenda).

CARRIED

9. That as recommended by the City Solicitor, by-laws be presented to Council to authorize the acquisition and settle the compensation for 328.86 square feet, more or less, of land, being Parts of Town Lots 188 and 199, Original Survey, on the north side of Brock Street, plus right of way, expropriated from the Victoria and Grey Trust Company in 1963 under the provisions of By-Law No. 4397 as part of the property required for the Hanson Memorial Parking Lot for the sum of $4,275.89 calculated as follows:

Value, as appraised by Mr. A. M. McCorkell, A.A.C.I.:		$4,526.00
Plus:		
Ornamental Grill Work	$125.00	
Electrical Sign Work	229.73(+)	354.73
		$4,880.73
Less:		
2/3 of free parking used by Victoria & Grey during negotiation:	(-)	604.84
Total Compensation:		$4,275.89

on the understanding that Victoria and Grey Trust Company will:

(i) have right of access to its north-west wall for maintenance and repairs and for supply of oil;

(ii) be permitted entrances from the ground and second floors of the parking garage into their premises on Wellington Street with the design of the entrances to be approved by the City of Kingston and with all costs therefor to be borne by the Trust Company;

Report No. 59 - Finance and Accounts Committee (cont'd)

9. (cont'd)

(iii) release the City of Kingston for any further liability in connection with work done to repair the "Gedye Building", now owned by the Trust Company.

(See By-Laws Nos. 6368 and 6369) *CARRIED AS AMENDED*

10. That, as recommended by the Clerk-Comptroller and as requested by the City Hall Staff Association, permission be granted for them to hold their 17th Annual Staff Picnic on Wednesday, July 9, 1969, or in event of rain on July 16, 1969, and to close the City Hall offices at NOON on this day.

CARRIED

11. That a by-law be presented to Council to authorize the execution of an agreement with the Corporation of the Township of Pittsburgh to permit additional connections to the City's sanitary sewage system with the charge therefor on the basis of the equalized assessment of the properties connected plus 10% to cover annual administrative costs and with the provision that if and when any industries are connected to the system the provisions of the City's Industrial Wastes By-Law shall apply.

(Note: Copy of proposed agreement distributed to each member of Council with the Finance Agenda).

(See By-Law No. 6370) *CARRIED*

12. That, as recommended by the Emergency Measures Organization, Mrs. Lillian Brownlee, Typist for the E.M.O. Co-Ordinator, be granted leave of absence without pay for the period June 17, 1969, to August 31, 1969.

CARRIED

13. That, as requested by the Public Works Committee, a by-law be presented to Council to amend By-Law No. 6307, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1969-1973)" to re-allocate the following 1969 and 1971 Capital Works Expenditures as follows:

	1969	
	From	To
LOCAL IMPROVEMENTS		
Public Works Committee		
Storm Sewers		
- Sewer Separation:		
Area "C", Phase V	$5,000.	-
(Leaving Balance of $69,723.)		
GENERAL RATE PROJECTS		
Public Works Committee		
Sanitary Sewers		
- Johnson St. - Existing, Westerly 142'	-	$5,000.

	1971	
	From	To
Sanitary Sewers - Johnson St. - Existing, Westerly 142'	$5,500.	-
Sanitary Sewers - Unallocated	-	$5,500.

(See By-Law No. 6380) *CARRIED*

Report No. 59 - Finance and Accounts Committee (cont'd)

14. That, as recommended by the City Treasurer a by-law be presented to Council to amend By-Law No. 2537, "A By-Law to Ratify and Confirm the Establishment of Petty Cash and Change Funds":

(a) to increase the Social Services *(shown as "Social Welfare" in By-Law)* Petty Cash Fund from $2,000.00 to $3,000.00 ($2,950.00 in Bank and $50.00 Cash Imprest), and

(b) to provide in the By-Law for a "General Payroll Bank Account Deposit" *(previously established by resolution of Council in amount of $1,000.)* in the increased amount of $3,000.00.

(See By-Law No. 6381) *CARRIED*

15. That, as recommended by the Fire, Legislation and Housing Committee:

(a) as recommended by the Housing Sub-Committee, the $100,000. which is included in the 1969 Capital Budget be used as the City's share for the financing of a Limited Dividend Housing Company in conjunction with Central Mortgage and Housing Corporation;

(b) as recommended by the Housing Sub-Committee, four acres of the 10 acre parcel of land (not already designated for park purposes) known as part of Lot 17, Concession I, located at the south-west corner of Portsmouth Avenue and Bath Road, referred to in By-Law No. 4970 and passed in Council on August 15, 1965, be used for Limited Dividend row housing, the exact location of these four acres to be determined by the Technical Committee of the City in consultation with the architect to be appointed;

(c) as recommended by the Housing Sub-Committee, the following budget appropriation amendment be approved to cover the cost of minimum preliminary drawings and other preliminary expenses for the proposed housing project on the City property at the south-west corner of Bath Road and Portsmouth Avenue, it being understood that the $5,000. will be charged against the proposed capital expenditure of $100,000. when it has been approved by the Ontario Municipal Board and that these expenses will be included as part of the over-all City's contribution to the total project:

	Increase	Decrease
LEGISLATION & HOUSING		
SOCIAL & FAMILY SERVICES		
- Housing	$5,000.	-
FINANCE AND ACCOUNTS		
- Contingencies	-	$5,000.

CARRIED 12:2
(See Recorded Vote)

YEAS: *Ald. Meister, Acting Mayor Keyes, Ald. Brightman, Ald. Cook, Ald. Enright, Ald. Hunter, Ald. Matthews, Ald. Newman, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts.*

NAYS: *Ald. Keenleyside, Ald. Speal.*

16. That, as recommended by the Negotiating Committee, a by-law be presented to Council to amend By-Law No. 4, "A By-Law to Provide for the Conditions of Employment of Employees of the Corporation of the City of Kingston" to provide:

(a) effective January 1, 1969, when a foreman is required by the Superintendent of the Plant to perform work at the Treatment Plant or Pumping Station outside the normal working hours that he be paid at the rate of time and one-half, and

Report No. 59 - Finance and Accounts Committee (cont'd)

16. (cont'd)

(b) $500. per annum be paid to the following personnel in the Parks, Recreation and Property Department with effect from January 1, 1969, in recognition of overtime stand-by call outs and in lieu of any clothing allowance, it being understood that this payment will be made quarterly upon the certification of the Parks, Recreation and Property Administrator that the employee has provided this service:

Programmer
Foreman, Facilities
Foreman, Forestry
Foreman, Maintenance

(See By-Law No. 6382) *CARRIED*

17. That a by-law be presented to Council to authorize the execution of an agreement with Kingston Elderly Citizens Homes Limited, subject to the approval of the Minister of Trade and Development, to provide that the City of Kingston will make an annual contribution to the maintenance costs of the Low Rental Housing Project of a further additional 20 apartments for elderly persons on Wright Crescent sufficient to reduce taxes to $25.00 per unit per year other than for local improvements, when it has been constructed by Kingston Elderly Citizens Homes Limited so long as the Company continues to operate the project as a low rental housing project for elderly persons, and subject to review if any dividend is declared.

Note: Under By-Law No. 6136 of the City which authorized the agreement with the Ontario Housing Corporation for the 30 units of Elderly Citizen's Housing on Block "Z" in Calvin Park on Van Order Drive (now under construction) it is a condition that Ontario Housing will make an annual grant to the City of $25.00 per unit in LIEU OF NORMAL TAXES.

This condition is standard in O.H.C. agreements for Elderly Citizens Housing.

CARRIED

18. That W. Cleland be appointed a member of the City of Kingston Planning Board for a term expiring December 31, 1969.

CARRIED

19. That as recommended by the Parks, Recreation and Property Committee, a by-law be presented to Council to authorize the execution of an agreement with Her Majesty the Queen represented by the Minister of Transport for the lease of a certain waterlot lying in front of the City Hall, at an annual rental of $1.00 per annum.

(See By-Law No. 6383) *CARRIED*

20. That a by-law be presented to Council to authorize the execution of an agreement with Local 109, Canadian Union of Public Employees, as more particularly set out on the agreement dated June 23, 1969, and attached to the minutes of the Finance Committee held on June 23rd.

(See By-Law No. 6384) *CARRIED*

21. That as recommended by the City Solicitor, a portion of the 15 foot strip of land on the east side of the Smith Street laneway which leads to Concession Street be quit claimed to the abutting property owner, subject to an agreement that a fence will be erected on the western boundary of the strip to be quit claimed at no expense to the City.

(See following motion to amend)

Moved by Ald. Vosper, seconded by Ald. Cook, that Clause 21 be amended by the addition of the word "continuous" immediately preceding the word "fence" in the fourth line thereof.

CARRIED

Clause 21, as amended, now reads as follows:

Report No. 59 - Finance and Accounts Committee (cont'd)

21. That as recommended by the City Solicitor, a portion of the 15 foot strip of land on the east side of the Smith Street laneway which leads to Concession Street be quit claimed to the abutting property owner, subject to an agreement that a continuous fence will be erected on the western boundary of the strip to be quit claimed at no expense to the City.

(See By-Law No. 6385) *CARRIED AS AMENDED*

22. That as recommended by the Parks, Recreation and Property Committee the following budget amendment be approved to pay for the part-time services of a Recreation Programmer and the use of Frontenac School facilities until the end of the year:

	Decrease	Increase
RECREATION DEPARTMENT		
General Recreation - Rental of School Facilities	$400.	-
PARKS		
Contributions from Revenue Fund - Parks Development	$700.	-
RECREATION DEPARTMENT		
General Recreation - Joint Recreation Programme - Frontenac School	-	$1,100.

CARRIED

Respectfully submitted,

(signed) K. Keyes (VICE-CHAIRMAN)
W. T. J. Cook
K. G. Enright
K. W. Matthews
G. N. Speal

UNFINISHED BUSINESS

Ald. Meister said he was concerned that the letter from the St. Lawrence Playhouse had been filed by the Finance Committee.

Ald. Enright said that at the end of the month senior citizens could not use their bus passes but would have to pay the student rate. He questioned the Public Utilities Commission estimates concerning extra revenue.

Ald. Keenleyside complimented the Works Department on their fine annual report. He suggested that the Committee should investigate the possibility of garbage collection by private contract. He said he believed that Ottawa and Peterborough used private contractors.

Acting Mayor Keyes noted that the City had just signed a one-year contract for the present system. There were pros and cons.

Ald. Cook said that the Marine was now in operation and was looking for business.

Ald. Enright said the Chamber of Commerce could publicize the Marina.

BY-LAWS

Council consented to the addition of By-Laws 34 to 36.

(a) Moved by Ald. Cook,
Seconded by Ald. Speal,

That By-Laws 1 to 23 and 34 to 36 receive their first reading.

CARRIED

(b) Moved by Ald. Matthews,
Seconded by Ald. Enright,

That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 23 and 34 to 36 their second reading.

Ald. Vosper, Chairman.

CARRIED

(c) Moved by Ald. Meister,
Seconded by Ald. Watts,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

(d) Ald. Vosper reported that By-Laws 1 to 23 and 34 to 36 had been considered in the Committee of the Whole and had received their second reading.

(e) Moved by Ald. Travers,
Seconded by Ald. Timmins,

That Rule 35 be suspended for the purpose of giving By-Laws 11 to 23 and 34 to 36 their third reading.

CARRIED

(f) Moved by Ald. Cook,
Seconded by Ald. Speal,

That By-Laws 11 to 36 be given their third reading.

CARRIED

(1) A By-Law to Authorize the Execution of an Agreement with the Public Utilities Commission (Fire Department Radio Equipment Building on Elevated Water Tank Site - Tower Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6361)
Clause 2, Report No. 52

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(2) A By-Law to Authorize the Execution of an Agreement with the Ontario Dental Association (Emergency Dental Welfare Plan).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6362)
Clause 1, Report No. 56

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(3) A By-Law to Amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" (Filling of Ditch - 41 and 47 Westmorland Road).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6363)
Clause 1, Report No. 57

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(4) A By-Law to Authorize the Execution of an Agreement with Mr. H. R. Gugins (Filling of Ditch - 41 Westmorland Road).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6364)
Clause 1, Report No. 57

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(5) A By-Law to Authorize the Execution of an Agreement with Morris Burns and Elizabeth Burns (Filling of Ditch - 47 Westmorland Road).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6365)
Clause 1, Report No. 57

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(6) A By-Law to Authorize the Execution of an Agreement with Laking Motel Company Limited (Industrial Site - Dalton Avenue).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6366)
Clause 4, Report No. 59

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(7) A By-Law to Authorize the Sale of Certain Land to Laking Motel Company Limited (Industrial Site - Dalton Avenue).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6367)
Clause 4, Report No. 59

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(8) A By-Law to Authorize the Execution of an Agreement with Victoria and Grey Trust Company (Land Acquisition - Brock Street at Wellington Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6368)
Clause 9, Report No. 59

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(9) A By-Law to Authorize the Acquisition and Settle the Compensation for Certain Land and Right-of-Way Expropriated from Victoria and Grey Trust Company on the North Side of Brock Street.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6369)
Clause 9, Report No. 59

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(10) A By-Law to Authorize the Execution of an Agreement with the Corporation of the Township of Pittsburgh (Additional Sanitary Sewer Connections).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6370)
Clause 11, Report No. 59

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(11) A By-Law to Amend By-Law No. 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies" (Delete Special License for Registered Kennels).

(THREE READINGS) (PROPOSED NO. 6371)
Clause 3, Report No. 52

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(12) A By-Law to Amend By-Law No. 1998, "A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours" (Amend 1969-1970 Schedule).

(THREE READINGS) (PROPOSED NO. 6372)
Clause 4, Report No. 52

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(13) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1 (a), (b) and (c) and Clause 4, Report No. 53).

(THREE READINGS) (PROPOSED NO. 6373A)
Clause 1(a), (b) and (c) and Clause 4, Report No. 53

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(14) A By-Law to Amend By-Law No. 14, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1(d), Report No. 53).

(THREE READINGS) (PROPOSED NO. 6373B)
Clause 1(d), Report No. 53

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(15) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clauses 1 and 3, Report No. 53).

(THREE READINGS) (PROPOSED NO. 6374)
Clauses 1 and 3, Report No. 53

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(16) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Exception - Dalton Avenue: Kennels in M1 and M3 Industrial Zones).

(THREE READINGS) (PROPOSED NO. 6375)
Clause 1, Report No. 54

FIRST READING - CARRIED 13:1
SECOND READING - CARRIED 13:1
THIRD READING - CARRIED 13:1
(Ald. Vosper opposed)

(17) A By-Law to Provide That Section 26(3) of *The Planning Act*, R.S.O. 1960, as Amended, Shall Apply to All the Lots on Registered Plan No. 1336, City of Kingston, This Being a Resubdivision of Parts of Registered Plan No. 404 on the South Side of Weller Avenue.

(THREE READINGS) (PROPOSED NO. 6376)
Clause 2, Report No. 54

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(18) A By-Law to Amend By-Law No. 181, "A By-Law to Provide for the Collection, Removal and Disposal of Garbage, Ashes and Other Refuse" (Regulations for Pick-Ups of Plastic Garbage Bags and Cardboard Cartons).

(THREE READINGS) (PROPOSED NO. 6377)
Clause 7, Report No. 57

FIRST READING - CARRIED 13:1
SECOND READING - CARRIED 13:1
THIRD READING - CARRIED 13:1

(19) A By-Law to Authorize the Execution of an Agreement with Central Mortgage and Housing Corporation (Sewage Treatment Project Loan - 510-STP-6 - New Influent Channel and Raw Water Intake).

(THREE READINGS) (PROPOSED NO. 6378)
Clause 3, Report No. 59

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(20) A By-Law to Authorize the Execution of an Agreement with the Canadian Pacific Railway Company (Pipe Crossing - Mileage 102.2, Kingston Subdivision - Fraser Street Storm Outlet Sewer).

(THREE READINGS) (PROPOSED NO. 6379)
Clause 6, Report No. 59

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(21) A By-Law to Amend By-Law No. 6307, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1969-1973)" (Revision No. 2).

(THREE READINGS) (PROPOSED NO. 6380)
Clause 13, Report No. 59

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(22) A By-Law to Amend By-Law No. 2537, "A By-Law to Ratify and Confirm the Establishment of Petty Cash and Change Funds" (Increase: Social Services Petty Cash Fund; Add General Payroll Bank Account Deposit).

(THREE READINGS) (PROPOSED NO. 6381)
Clause 14, Report No. 59

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(23) A By-Law to Amend By-Law No. 4, "A By-Law to Provide for the Conditions of Employment of Employees of the Corporation of the City of Kingston" (Overtime: Foremen).

(THREE READINGS) (PROPOSED NO. 6382)
Clause 16, Report No. 59

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(24) A By-Law to Amend By-Law No. 2970, "A By-Law to Authorize the Execution of an Agreement with Her Majesty the Queen in Right of Ontario, Represented by the Minister of Public Works for the Province of Ontario (Sewage Disposal)" (Revised Agreement).

(THIRD READING) (NO. 6300)
Clause 7, Report No. 29

THIRD READING - CARRIED 14:0

(25) A By-Law to Authorize the Execution of an Agreement with John Nicholas Pushcar, Trading Under the Name of Acme Window Cleaners (Purchase of Additional Land - Dalton Avenue).

(THIRD READING) (NO. 6320)
Clause 14, Report No. 29

THIRD READING - CARRIED 14:0

(26) A By-Law to Authorize the Construction of a 26 Foot Wide Asphalt Pavement with Curb, Gutter and Boulevard on Westmorland Road from McMahon Avenue to Glengarry Road Under the Provisions of The Local Improvement Act (Petition).

(THIRD READING) (NO. 6335)
Clause 6(b), Report No. 45

THIRD READING - CARRIED 14:0

(27) A By-Law to Authorize the Execution of an Agreement with Canada Bread Company, Limited (Industrial Site - Elliot Avenue).

(THIRD READING) (NO. 6341)
Clause 8, Report No. 45

THIRD READING - CARRIED 14:0

(28) A By-Law to Authorize the Sale of Land to Canada Bread Company, Limited (Industrial Site - Elliot Avenue).

(THIRD READING) (NO. 6342)
Clause 8, Report No. 45

THIRD READING - CARRIED 14:0

(29) A By-Law to Amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures" (Amend Requirements for Automatic Sprinkler Systems).

(THIRD READING) (NO. 6347)
Clause 1, Report No. 50

THIRD READING - CARRIED 14:0

(30) A By-Law to Stop Up the Street Allowance Shown on Plan 19 Lying South of Elliot Avenue and Between Lots 27, 28, 35 and 36 on Plan 19 Pursuant to the Provisions of Section 459 of *The Municipal Act*.

(THIRD READING) (NO. 6354)
Clause 2, Report No. 47

THIRD READING - CARRIED 14:0

(31) A By-Law to Fix the Price at Which the Stopped Up Portion of the Street Allowance Shown on Plan 19 Lying South of Elliot Avenue and Between Lots 27, 28, 35 and 36 Shall be Offered for Sale Pursuant to Section 477 of *The Municipal Act*.

(THIRD READING) (NO. 6355)
Clause 2, Report No. 47

THIRD READING - CARRIED 14:0

(32) A By-Law to Authorize the Reconstruction of Certain Sidewalks (1969 Capital Expenditures From Current Revenues).

(THIRD READING) (NO. 6356)
Clause 7, Report No. 51

THIRD READING - CARRIED 14:0

(33) A By-Law to Amend By-Law No. 4, "A By-Law to Provide for the Conditions of Employment of Employees of the Corporation of the City of Kingston".

(THIRD READING) (NO. 6357)
Clauses 8 and 9, Report No. 51

THIRD READING - CARRIED 14:0

(34) A By-Law to Authorize the Execution of an Agreement with Her Majesty the Queen Represented by the Minister of Transport for the Lease of Certain Waterlot Lying in Front of City Hall (Marina).

(THREE READINGS) (PROPOSED NO. 6383)
Clause 19, Report No. 59

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(35) A By-Law to Authorize the Execution of an Agreement with Local 109, C.U.P.E. (1969 Agreement).

(THREE READINGS) (PROPOSED NO. 6384)
Clause 20, Report No. 59

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(36) A By-Law to Authorize the Execution of a Quit Claim Deed for a Portion of Land Abutting Smith Lane on the South Side of Concession Street to the Estate of Edward Pitt and Agnes Pitt.

(THREE READINGS) (PROPOSED NO. 6385)
Clause 21, Report No. 59

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

MOTIONS

(1) Moved by Ald. Travers,
Seconded by Ald. Cook,

That the commendation of the Council of the Corporation of the City of Kingston be given to:

Police Constable William Quick
and
Mr. Gregory Wanless

for their actions on the 26th of May, 1969, when, without regard for their own safety, they rescued Mr. Garth Martin from his car from beneath the frigid water of Kingston Harbour.

CARRIED

(2) Moved by Ald. Enright,
Seconded by Ald. Cook,

That the condolences of Council be conveyed to Mrs. Glen Shortliffe on the loss of her husband. Dr. Shortliffe was a teacher, a scholar, learned in our two cultures: a great Canadian.

CARRIED

(3) Moved by Ald. Newman,
Seconded by Ald. Hunter,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 10:30 P.M.

(L.S.)

(signed) T. J. McKibbin
CLERK-COMPTROLLER

(signed) K. Keyes
ACTING MAYOR

CITY COUNCIL MEETING NO. 14

In accordance with Clause 5 of Report No. 52, as passed at the meeting of Council held on June 23, 1969, there will be a Special Meeting of City Council on WEDNESDAY, JULY 2, 1969 at 5:15 p.m.

ROLL CALL

REPORT NO. 60 - Fire, Legislation and Housing Committee:

REPORT NO. 60

To the Mayor and Members of Council Kingston, June 30, 1969

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That having heard submissions from various architects who have shown an interest in the proposal for the construction of row housing at the south-west corner of Bath Road and Portsmouth Avenue at meetings held on June 21, June 26 and June 30, and that having considered the information provided by these architects, the firm of ______________ ______________________________ be retained as architects to:

   (a) prepare the necessary reports and preliminary drawings for the application for approval of The Ontario Municipal Board of a debenture issue not exceeding $100,000. for the proposed row housing project to be situated at the south-west corner of Portsmouth Avenue and Bath Road;

   (b) provide any necessary additional information of an architectural nature for Central Mortgage and Housing Corporation in connection with the City's application for financing for the Limited Dividend project;

   (c) attend any meetings that may be necessary in connection with the presentation of the reports and preliminary drawings for consideration by the Planning Board of a requested zone change from R2 to R3 for the 4 acres, more or less, that will be the site of the proposed row housing; and

   (d) complete the foregoing preliminary drawings and reports by August 15, 1969, at a cost not to exceed $5,000. including any necessary survey, travel and incidental expenses.

Respectfully submitted,

(CHAIRMAN)

NOTE: SPECIAL MEETING OF FIRE, LEGISLATION AND HOUSING COMMITTEE: JUNE 30, 1969

There will be a Special Meeting of the Fire, Legislation and Housing Committee on Monday at 5:15 p.m. in the Council Chambers to hear further submissions from interested architects and to make a recommendation on the name of the firm of architects to be inserted in the foregoing clause 1.

CITY COUNCIL MEETING NO. 14

In accordance with Clause 5 of Report No. 52, as passed at the meeting of Council held on June 23, 1969, a Special Meeting of City Council Was Held in the Council Chamber on Wednesday, July 2, 1969, at 5:29 p.m., His Worship Mayor Swain presiding.

ROLL CALL

Mayor Swain, Ald. Brightman, Ald. Cook, Ald. Enright, Ald. Hunter, Ald. Keenleyside, Ald. Matthews, Ald. Newman, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts (13).

REPORT

Ald. Matthews presented Report No. 60 of the Committee on Fire, Legislation and Housing as follows.

Moved by Ald. Matthews,
Seconded by Ald. Travers,

That Report No. 60 of the Fire, Legislation and Housing Committee be received and adopted.

REPORT NO. 60

To the Mayor and Members of Council　　　Kingston, July 2, 1969

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That, having heard submissions from various architects who have shown an interest in the proposal for the construction of row housing at the south-west corner of Bath Road and Portsmouth Avenue at meetings held on June 21, June 26, and June 30, and that having considered the information provided by these architects, the firm of Ernest A. Cromarty, Architect, of 295 Brock Street, Kingston, Ontario, be retained as architects to:

   (a) prepare the necessary reports and preliminary drawings for the application for approval of The Ontario Municipal Board of a debenture issue not exceeding $100,000.00 for the proposed row housing project to be situated at the south-west corner of Portsmouth Avenue and Bath Road;

   (b) provide any necessary additional information of an architectural nature for Central Mortgage and Housing Corporation in connection with the City's application for financing for the Limited Dividend project;

   (c) attend any meetings that may be necessary in connection with the presentation of the reports and preliminary drawings for consideration by the Planning Board of a requested zone change from A to R3 for the 4 acres, more or less, that will be the site of the proposed row housing; and

   (d) complete the foregoing preliminary drawings and reports by August 12, 1969, at a cost not to exceed $5,000.00, including any necessary survey, travel and incidental expenses.

(Note: The architectural services will eventually come out of the 6.5% fee. The survey costs will be an additional charge).

CARRIED 11:2
(Ald. Cook & Ald. Newman opposed)

Respectfully submitted,

(signed) *K. W. Matthews* (CHAIRMAN)
D. J. Travers
J. Newman
D. G. Timmins

MOTIONS

(1) Moved by Ald. Vosper,
Seconded by Ald. Cook,

That the congratulations of the Council of the Corporation of the City of Kingston be extended to Dr. John J. Deutsch upon being named a *Companion of The Order of Canada.*

CARRIED

(2) Moved by Ald. Vosper,
Seconded by Ald. Cook,

That the congratulations of the Council of the Corporation of the City of Kingston be extended to Mrs. Margaret Angus upon being elected President of the Ontario Historical Society.

CARRIED

(3) Moved by Ald. Vosper,
Seconded by Ald. Watts,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 5:51 P.M.

(L.S.)

(signed) *T. J. McKibbin*
CLERK-COMPTROLLER

(signed) *E. V. Swain*
MAYOR

Local Govt.

CITY COUNCIL MEETING NO. 15

The Regular Meeting of City Council Will be Held in the Council Chamber on Monday, July 28, 1969, at 8:00 p.m.

ROLL CALL

TABLING OF DOCUMENTS

(1) Copy of the book "Vital Statistics for 1967" printed under the authority of The Honourable Robert Welch, Q.C., Registrar General.

(2) Copies of the Minutes of Kingston Suburban Road Commission held on April 16th, May 15th, June 3rd, June 11th, and July 9th, 1969.

(3) Monthly statement from the Children's Aid Society of the City of Kingston and the County of Frontenac (Inc.), and estimates for the year.

(Which has been distributed to the members of Council)

(4) The Trench Excavators' Protection Act - Annual Report - 1968, reporting as well that progress is being made thanks to the co-operation of Councils of municipalities and the activities of the trench inspectors.

(5) Committee Statements as of June 30, 1969.

(Copies of which have been distributed to members of Council)

(6) A report from The Empire Life Insurance Company for the Policy Year 25/4/68 to 24/4/69 and stating that the policy will be carried on for the 1969/1970 policy year at the same rates as the year just past, namely 60¢ per month per $1,000. of basic group life insurance and 9¢ per month per $1,000. of Accidental Death insurance on the firemen.

(7) Transit Department, Public Utilities Commission, Operating Statement for the month of May, 1969.

(Copies of which have been distributed to members of Council)

(8) Report of Auditor and Financial Statements from the Ontario Municipal Association for the year ended June 30, 1968.

(9) Proceedings of the Seventieth Annual Convention of the Ontario Municipal Association.

(10) Minutes of a meeting of the Cataraqui Region Conservation Authority held on Wednesday, June 11, 1969, in Loughborough Township Hall, Sydenham, Ontario.

MINUTES

That the minutes of City Council Meeting No. 13 be amended by deleting from page 235, Report No. 59, clause 1, the amount "$7,700." and substituting therefor the amount "$6,700.", and that the minutes of City Council Meeting No. 13, held June 23, 1969, as amended, and of City Council Meeting No. 14, held July 2, 1969, be adopted as printed.

COMMUNICATIONS

To be Filed:

(1) From Dr. John J. Deutsch, Principal and Vice-Chancellor of Queen's University, thanking the members of Council for the resolution passed on June 23, 1969, extending congratulations of Council to Dr. Deutsch upon being named a "Companion of the Order of Canada".

(2) From Mr. H. A. Lawless, Executive Director, Canadian Federation of Mayors and Municipalities, acknowledging receipt of the cheque from the City of Kingston as financial support in connection with the representations made on the City's behalf before the Canadian Transport Commission in an effort to ensure that Bell Canada's request for an increase in telephone rates and tariffs will be only that which is absolutely justifiable.

The City will be informed of the outcome of the hearings.

(3) From Central Mortgage and Housing Corporation, enclosing a fully executed copy of the agreement re the loan for the construction of extension No. 1, to the existing sewage treatment plant.

Part VIB of the National Housing Act has been amended to allow partial forgiveness of principal and interest relating to eligible work completed by March 31, 1975, i.e. "If the construction of the project is completed to the satisfaction of the Corporation on or before the 31st day of March, 1975, the Corporation shall forgive payment by the Borrower of

(I) 25% of the principal money

(II) an amount equal to 25% of the interest that has accrued on the amounts of principal money from time to time advanced as of the date of completion of the project.

If the project is not completed on or before the 31st day of March, 1975, there will be a forgiveness of 25% of the principal and the interest accrued on the money advanced or warrantable by construction progress as at the 31st day of March, 1975."

This extends the terminal date of the agreement from March 31, 1970, to March 31, 1975.

(4) From the Department of Municipal Affairs, notifying that the Minister has approved Amendment No. 49 to the Official Plan for the City of Kingston to permit a 400 ft. urban expressway corridor from the Traffic Circle east along Concession, Stephen and River Streets.

(5) From the Department of Municipal Affairs, notifying that the Minister has approved Amendment No. 50 to the Official Plan for the City of Kingston for changes in Major Streets designations subject to certain modifications.

See Schedule "A" to this Agenda.

(6) From the Department of Municipal Affairs, notifying that the Minister has approved Amendment No. 51 to the Official Plan for the City of Kingston to revise the Major Streets plan by the deletion of the Parkway.

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(7) From Mrs. Marion R. Earl, thanking the members of Council for the letter regarding her final term on the Housing Authority and expressing her gratitude for the continued support given to her by the Mayor, the Aldermen and the City Hall Staff.

(8) From Mr. and Mrs. Percy Whiteman, expressing thanks to the members of Council for the good wishes and flowers sent to them on the occasion of their Diamond Wedding Anniversary.

(9) From Mrs. Margaret Shortliffe, thanking the members of Council on behalf of herself and her family for the tribute given to the late Dr. Glen Shortliffe.

(10) From Marshall & Merrett, Stahl, Elliott & Mill, congratulating Council on its decision to appoint a City architect for Limited Dividend Housing.

(11) From Dr. R. F. Briggs, Chairman, Kingston Branch, The Canadian Save the Children Fund, thanking the members of Council for financial assistance to one of their luncheons during their National Annual Meeting and returning $200.00 which was not used as the registration was lower than anticipated.

(12) From Mr. James S. Sutherland, Pipe Major, Rob Roy Highland Pipe Band, thanking the members of Council for the cheque in the amount of $100.00 to cover the expenses of the Pipe Band in connection with their participation as Host Band at the Thousand Islands Highland Games on August 3, 1969.

(13) From the Honourable W. Darcy McKeough, acknowledging receipt of a copy of a resolution of the Council of the City of Kingston wherein Council recommends that Ontario establish a fund from which loans would be made to municipalities subject to a "forgiveness" clause if the purchase of the loan is to finance "water pollution control works".

(14) From The Association of Women Electors of Kingston Area, thanking the members of Council and Mr. T. J. McKibbin, Clerk-Comptroller, for their unfailing efforts in getting the fence at the foot of Yonge Street removed.

(15) Press release from the Canadian Yachting Association, advertising Sail Week '69, Canadian Olympic-training Regatta, to be held in Kingston August 25-30, 1969.

(16) From Mr. J. F. Donnelly, Solicitor for a group of residents who had objected to the by-law authorizing the current Agreement between the City of Kingston and St. Lawrence Summer Playhouse Limited regarding the Tent Theatre located in City Park, saying that his clients have elected to reconsider their position. They were unaware of the precise nature of the contents of a letter from Mr. Tinlin saying that he would "enter into negotiations with the City of Kingston to seek another site" for next season. His clients "await the result of future negotiations between City Council and the St. Lawrence Summer Playhouse Ltd." which, according to the letter of June 17, 1969, will take place at the end of the 1969 season.

(17) From the Department of Social and Family Services, saying that regarding the City's request for an amendment to the 1968 per diem rate payable to the Kingston Day Care Centre Incorporated, they have carefully reviewed all the financial information received. Since the deficit was due to an inaccurate estimate of attendance days they are prepared to accept a claim for the Provincial share of the actual costs amounting to $3,947.73, provided that these costs relate to services purchased by the City for children of parents who qualify in accordance with the Day Nurseries Act and Regulation.

(18) From Mr. Syl Apps, M.P.P., acknowledging receipt of the resolution of the City of Windsor in connection with municipal borrowing that was endorsed by the City of Kingston Council on June 30, 1969.

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(19) From the Ontario Human Rights Commission, saying that the 1966 session of the Ontario Legislature adopted the Age Discrimination Act in an effort to ensure equality of opportunities in matters of employment for all citizens in the 40-65 age range and enclosing a copy of "Guidelines for Employers on the Provision of the Age Discrimination Act, 1966, (as amended)."

(20) From the Department of Labour, enclosing a copy of the Regulation as printed in the Ontario Gazette which revokes the Ontario Regulation 170/62 as amended by Ontario Regulation 42/67, regarding the new regulation of the Construction Safety Act.

To be Referred to the Fire, Legislation and Housing Committee:

(21) From the Ontario Housing Corporation, saying that they are advertising for a Builders' Proposal Call for the development of 184 Family Housing Units and 52 Senior Citizen Units, to close in their office on Tuesday, September 2, 1969, at 2:00 p.m.

To be Referred to Fire, Legislation and Housing Committee and The Housing Sub-Committee:

(22) From the Ontario Housing Corporation informing that -

"Further to your letter of July 18, we have found that 588 family questionnaires were returned from the Kingston survey during July to September 1968. Of these 588, 106 or 18.0 per cent stated incomes between $6,000. and $8,500. per annum. The breakdown by bedroom requirements for those in this income bracket is as follows:

Bedrooms	No.	%
2-bedroom	53	50.0
3-bedroom	40	37.7
4-bedroom	6	5.7
5-bedroom	7	6.6
TOTAL	106	100.0

We would like to make several comments with regard to this information:

- an income minimum of $6,000. was used instead of the $6,500. figure you suggested since the monthly income range on our questionnaire form does not show a point between $500. and $600.;

- combined incomes are considered in the case of families with both parents employed;

- Ontario Housing Corporation considers it permissible for a child under the age of four years to share a bedroom with the parents or with a child of the opposite sex;

- it is important to note that the purpose of the survey was to determine the number of persons who were needy and who were also interested in rent-geared-to-income housing; thus, the survey was not primarily directed at the $6,000. - $8,000. income group."

COMMUNICATIONS (cont'd)

To be Referred to Fire, Legislation and Housing Committee and The Industrial Commission:

(23) From the City of St. Catharines, requesting endorsement of their following resolution:

"That the Provincial Treasurer and Minister of Economics be informed that the Council of the City of St. Catharines is of the opinion that, with the establishment of Regional Government in the Niagara Region, the Regional Development Council in this area should be dissolved and that the functions and responsibilities presently carried out by such Council be transferred to the Regional Government; and further, that the Provincial Government adopt a policy for Ontario of transferring the functions and responsibilities of regional development councils to Regional Government jurisdiction as it develops throughout Ontario."

To be Referred to the Fire, Legislation and Housing Committee and The Traffic and Streets Committee:

(24) From the Corporation of Port Colborne requesting endorsement of their following resolution:

"THAT WHEREAS the abandonment of used motor vehicles on streets or on private properties is a hazard to health and depreciates all properties adjacent to such vehicles and

WHEREAS Ontario Legislation does not appear to clearly define the powers of a municipality to cause the removal of such vehicles,

THEN BE IT RESOLVED THAT - the Government of Ontario be requested to enact such legislation that this resolution be submitted to the Ontario Municipal Association and to all cities in Ontario for their support."

Which Has Been Referred to the Traffic and Streets Committee:

(25) From the Public Utilities Commission, enclosing two copies of the Commission's Street Lighting Programme for 1969.

Which Has Been Referred to the Public Works Committee:

(26) From the Construction Manager, Queen's University, regarding the Storm Sewer Connection for the 96 units of Single Student Housing, advising that the decision is not to connect the storm drains to the combination sewer because of the high cost.

To be Referred to the Public Works Committee:

(27) From the Council of the County of Hastings, requesting the endorsement of their following resolution:

"BE IT RESOLVED that the Council of the County of Hastings requests the Provincial Government to immediately institute controls of the additive phosphorus in household and commercial detergents.

WHEREAS, the phosphates used as a filler in detergents pass readily through conventional type sewage treatment plants and feed the ever-increasing algae and weed growths that are rapidly choking many of our rivers and lakes;

AND WHEREAS, algae growth is stimulated to a great extent by other nutrients. Phosphates are nevertheless a major offender and can be readily controlled;

AND WHEREAS, it is known that other chemicals, admittedly somewhat more expensive, can adequately replace phosphates in detergents;

THEREFORE, we respectfully request that the Provincial Government, by effectively enforced legislation, take immediate action to control this menace before it is too late to reclaim many of our lakes and rivers."

COMMUNICATIONS (cont'd)

To be Referred to Finance and Accounts Committee:

(28) From the City of Brockville, requesting endorsement of their following resolution:

"WHEREAS the Provincial Government of Ontario did pass Bill 44 in the year 1968 stating that all local School Boards should be amalgamated into Regional Boards of Education in each County, this to be effective on January 1, 1969;

AND WHEREAS this was made effective without any consultations with the various Municipalities where local School Boards were operating and co-operating with the various Municipal Councils;

AND WHEREAS this implementation of Regional Boards of Education has been the result of a very large increase in the mill rate in the City of Brockville and most other Municipalities in Ontario;

AND WHEREAS in the City of Brockville, due to the Regional Board of Education in Leeds County, the Education Tax for the rate payers has exceeded the tax rate for the City's Administration Budget;

AND WHEREAS the total cost of Education for 1969, arrived at by the Board of Education for Leeds and Grenville Counties, shows an increase to the City of Brockville of 26.13%;

AND WHEREAS approximately thirteen per cent of our citizens are Senior Citizens on a fixed income, and find it a very great hardship to meet this large increase in taxes;

THEREFORE BE IT RESOLVED that the Provincial Government of Ontario rescind Bill 44 and revert back to the local School Board system, and that the Provincial Government pay 80% of the total cost of Education;

AND FURTHER BE IT RESOLVED THAT if the Provincial Government fails to rescind Bill 44, that they, the Provincial Government, having taken away local autonomy from the Municipalities by the enacting of this Bill, assume the full cost of Education and thereby relieve the Municipalities of this very expensive undertaking."

PETITIONS

REPORT NO. 61

To the Mayor and Members of Council　　　Kingston, July 15, 1969

The Committee on Traffic and Streets reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) and By-Law No. 495 (Meter By-Law) to provide:

    (a) for installation of one 12 minute meter in place of the existing meter on the east side of Wellington Street just north of Princess Street;

    (b) for changing the rate of the meters on the east side of King Street between Brock and Princess Streets from 5¢ per hour to 5¢ per half-hour;

    (c) for a uniform time during which parking is prohibited in certain school areas, namely, 8:30 a.m. to 4:30 p.m. on school days; and

    (d) for installation of meters on the north and south sides of Clarence Street east of Ontario Street, such meters to be at the rate of 5¢ per hour with a five hour time limit.

2. That the action taken by the Traffic and Streets Committee under the delegated powers of Council during the summer months to approve the following resolutions be ratified:

    "That the Downtown Businessmen's Association be granted permission

    (a) to hold a sidewalk sale on July 25 and 26, 1969, on the sidewalk along Princess Street from Division Street to the Waterfront on the understanding that such sale will not obstruct the movement of pedestrians and vehicles;

    (b) to hold a variety show on Ontario Street between Market and Brock Streets on Monday, July 21, 1969, from 8:00 p.m. to 12:00 p.m.;

    (c) to have a parade from Victoria Park and along Princess Street from Frontenac Street to Ontario Street on Monday, July 21, 1969; and,

    (d) to conduct a Bath Tub Derby on the Patrick Street hill on Sunday, July 27, 1969, at 1:00 p.m."

3. That the account of Mechanical Advertising Limited in the amount of $518.56 for supply of aluminum hardware be paid.

4. That the account of the Public Utilities Commission in the amount of $540.78 for repairs made to the traffic light pole on Montreal Street at Queen Street be paid.

Respectfully submitted,

(CHAIRMAN)

Public Works Report No.62

July 21, 1969

To The Mayor and Members of City Council

Gentlemen:

The Public Works Committee recommends as follows -

1. That the execution of a connecting link agreement with the Department of Highways, as follows, be approved -

Additional lanes, widening, centre boulevard, curbs, gutters, boulevards, storm drainage and intersection improvements in Bath Road from 767 ft. west of Queen Mary Road to existing pavement at each end and storm sewer outlets beyond the limit of Bath Road at -

Total estimated cost	$904,380.76
Anticipated DHO share	$574,285.37
Fed./Prov. Partnership	$ 26,000.00

- - - -

NOTE:	By-law No.6203 estimated cost	$641,376.00
	Estimated DHO subsidy	- $398,315.00
	Amount to be debentured	$243,061.00

It is proposed to apply to the Ontario Municipal Board for approval of increased debenture amount (now estimated at $330,095.39) when tenders have been received.

2. That the following accounts be paid -

Sicard Equipment Ltd	- $2177.95	- equipment repair parts
W.R.McRae Co	- $ 758.49	- misc. supplies
Worthington(Canada) Ltd	- $1728.55	- parts for pump at River St Station

3. That the tender of Midtown Automotive Supply Ltd., Kingston, for the supply of one new Malsbary Model 250 OMMC trailer mounted steam cleaning unit, at a cost of $4165.00 less $200.00 for the City's 1955 Kelite Unit, Serial #4822, Federal Sales Tax included, plus $198.25 Ontario Retail Sales Tax for a total cost of $4163.25, be accepted being the lowest tender received.

4. That the tender of Kingston Dodge Chrysler (1963) Ltd., for the supply of one new Dodge truck chassis, Model D700(1970) with Edbro dump body and hoist at a cost of $7194.09 plus $359.70 Ontario Retail Sales Tax, Federal Sales Tax included, for a total cost of $7553.79, be accepted being the lowest tender received.

5. That the tender of G.R.Botting, Collins Bay, for the supply of 25,000 c.y., more or less, of earth fill at a price of 60 cents per c.y. to be delivered to the land fill site as and when required, be accepted with effect from July 10, 1969, being the lowest tender received.

6. That the tender of Alex Willis, 592 Division St., Kingston, to take delivery and dispose of approximately 1,500,000 gallons of sewage sludge from the Sewage Treatment Plant at a price of $0.0038 per gallon for a contract value of $5700. be accepted being the lowest tender received, subject to his equipment being satisfactory to the Commissioner of Works.

7. That one impeller complete with wearing rink and one suction head wearing ring for the 12 MCV-1 pump at the O'Kill St Pumping Station be purchased from Worthington (Canada) Ltd., at quoted price of $2161.85, Federal and Ontario Retail Sales Taxes exempt.

8. That notwithstanding the provisions of By-law No. 10 - A By-law Respecting Streets - the Ontario Department of Public Works be authorized to pave with asphalt a five-foot strip of the boulevard located in front of the Ontario Government Building at 181 Barrie Street in order to remove the muddy and dusty condition that exists and to improve the exterior appearance of the building on the understanding that vehicles will not be allowed to park on it and on the further understanding that the work shall be done under the supervision and inspection of the City of Kingston Department of Public Works.

9. That Clause 2 of City Council Report No.26, insofar as it refers to the acceptance of the tender of McGinnis and O'Connor Ltd., for the supply of HL-3 and M-5 grades of Sheet asphalt mixture, be rescinded since it has not been possible to make satisfactory arrangements with the supplier for the Works Department to pick up the material at 7 a.m., and that the tender of Will-Mac Construction Ltd for the supply of the following grades of sheet asphalt mixture at the price shown opposite each, be accepted with effect from June 16, 1969, being the next lowest tender received -

HL-2 Grade - $10.50 per ton
HL-3 Grade - $ 9.50 per ton
M -5 Grade - $11.00 per ton

and that Clause 2 and 3 of City Council Report No.37 and Clause 1 of City Council Report No.48 which authorized the purchase of interim supplies of HL-3 Grade sheet asphalt mixture from Will-Mac Construction Ltd at $9.50 per ton be amended to increase the unit price per ton to $10.00.

10. That the tender of Spada Tile Ltd., in amount of $29,268.26, for the construction and reconstruction of the sidewalks listed in the Information for Tenderers be accepted being the only tender received.

11. That the Federal Department of Public Works be authorized to construct a berm in front of Lots 4 and 5 at the land fill site, as shown on their cross-sectional plan, and to fill the enclosed area with material dredged from the Rideau Canal.

Respectfully submitted,

Chairman

REPORT NO. 63

To the Mayor and Members of Council Kingston, June 24, 1969

The Rideaucrest Home Committee reports and recommends as follows:

1. That the acceptance of the tenders for Sundry Food Supplies, as recommended by the Purchasing Agent and with the concurrence of the Administrator for the Rideaucrest Home for the Aged, for the period of July, August and September, 1969, as shown on the Summary of Tender No. 69-28, attached to the minutes of the Rideaucrest Home Committee of June 24, 1969, being the lowest or one of the lowest tenders received, be confirmed, ratified and approved.

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 64

To the Mayor and Members of Council Kingston, June 27, 1969.

The City of Kingston Planning Board reports and recommends as follows:

1. That, as requested by Shell Canada Limited, a by-law be presented to Council to amend By-Law No. 3078 "A Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" to change the zoning from R 2 (Residential) to C2 (Commercial) on a parcel of land at the north-east corner of Division and Benson Streets, being all of Lot No. 10, Registered Plan No. 401, having a 60 ft. frontage on Division Street and a depth of 200 ft. on Benson Street, subject to a 50 ft. daylight triangle being deeded to the City at the intersection of Benson and Division Streets and that entrances/exits conform to the requirements of By-Law No. 10.

2. That the Planning Board has considered the objection presented by Mr. D.A.W. Todd and re-affirms its recommendation in Report No. 32, Clause 4, dated April 14, 1969:

   "That a by-law be presented to Council to amend By-Law No. 3078 "A Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas", to change the zoning from R 2 (two family) to R 3 (multiple family) on an 0.70 acre parcel of land adjacent to Crestview subdivision, known as part lot 5, Registered Plan No. 68, as shown on Plan No. 8487 prepared by Humphries and Burgham, dated March 28, 1966."

July 18, 1969.

3. That the Planning Board has considered the objection presented by E.S. Fox Limited and re-affirms its recommendation in Report No. 54, Clause 1, dated June 23, 1969:

   That, as recommended by the Industrial Commission, a by-law be presented to Council to amend By-Law No. 3078, "A Restricted Area (Zoning) By-Law" by adding the following Section 61:

   "Notwithstanding the fact that the uses set forth for an M1 Industrial Zone in Sections 14.1.1 to 14.1.7.3 do not include kennels, and notwithstanding the M3 regulations concerning minimum lot area in Section 16.2.5 and minimum lot width in Section 16.2.6 on that part of Lot 23, Concession 3, City of Kingston, outlined in black on the plan attached to By-Law No. as Schedule "A", prepared by N.B. Campbell, Ontario Land Surveyor, dated January 1969, a building may be constructed to be used for kennels for boarding animals; and the said land may be used in conjunction therewith."

4. That the Planning Board has considered the objections of Queen's University and Mr. J. Russell Carter and re-affirms its recommendation in Report No. 32, Clauses 1 and 2, dated April 14, 1969:

   " 1. That, as recommended by the Building Inspector and the Planning Officer, and to make parking facilities compulsory for students' residences, a by-law be presented to Council to amend By-Law No. 3077, "A Restricted Area (Zoning) By-Law for the City of Kingston" as follows:

(1) By deleting Section 10.21 and substituting the following:

"Boarding or lodging house shall mean any building or part thereof including accommodations for students such as residences, co-ops, fraternities and sororities in which meals are served for a consideration or rooms are rented or provided to persons other than the lessee or administrator, tenant or owner thereof or the members of his family, provided that this definition shall not include any building or part thereof in which meals are supplied or rooms rented to not more than three persons, exclusive of the family of the lessee, administrator, tenant or owner thereof, nor to a restaurant, cafe or public dining room."

(2) By adding the following as Section 10.55:

"Habitation Unit

Habitation Unit shall mean the space, area, furniture, equipment and parts of any building used and occupied by one individual within and without a building designed or converted for the purpose of providing primarily sleeping accommodations for individuals or for a group or groups of individuals."

(3) By renumbering Section 9.4.7 to Section 9.4.7 (1) and by adding the following as Section 9.4.7 (2):

"Within the limits of the City of Kingston governed by this by-law, except within the area bounded by Barrie Street, Earl Street, Collingwood Street and the waterfront, the following parking spaces shall be provided for Habitation Units, as defined in Section 10.55:

One parking space for the owner or manager plus one parking space for each three "habitation units". "

2. That, as recommended by the Building Inspector and the Planning Officer, and to make parking facilities compulsory in students' residences, a by-law be presented to Council to amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" as follows:

(1) By adding to Section 4 the following definitions:

(a) Boarding or Lodging House shall mean any building or part thereof including accommodations for students such as residences, co-ops, fraternities and sororities in which meals are served for a consideration or rooms are rented or provided to persons other than the lessee or administrator, tenant or owner thereof or the members of his family, provided that this definition shall not include any building or part thereof in which meals are supplied or rooms rented to not more than three persons, exclusive of the family of the lessee, administrator, tenant or owner thereof, nor to a restaurant, cafe or public dining room.

(b) Habitation Unit

Habitation Unit shall mean the space, area, furniture, equipment and parts of any building used and occupied by one individual within and without a building designed or converted for the purpose of providing primarily sleeping accommodations for individuals or for a group or groups of individuals.

(2) By deleting Section 20.1.5 and substituting in lieu thereof the following:

"Lodging, Rooming and Boarding Houses - 1 parking space for the owner or manager plus one parking space for each three 'habitation units'." "

Respectfully submitted,

(Chairman)

REPORT NO. 65

Kingston, Ontario,
July 25, 1969.

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing Reports and recommends as follows:

*1. That the recommendations contained in the Interim Report on Landlord and Tenant Law of the Ontario Law Reform Commission (1968), as follows, be endorsed clause by clause; and that the Ontario Government be requested to take immediate steps to implement all of these recommendations; and further, that this resolution be circulated to other Ontario cities, seeking their endorsation:

1. Continuing Study: This interim report deals only with the most urgent problems in the law of landlord and tenant. It should be recognized that there is a need for further research and study.

2. Scope of the Study: In some important aspects residential and commercial tenancies require different legal treatment. This report is based on a study of residential tenancies. Commercial tenancies should be the subject of separate examination.

3. Distress: The right to distrain, whether arising out of the common law, statute or contract, should be abolished.

4. Security Deposits: It should be made unlawful for a landlord to demand or receive a security deposit against damage or any other contingency involving the demised premises. Landlords should be permitted, however, to request payment of the last month's rent in advance but any sum so paid should be treated as security for the payment of rent only.

5. Existing Security Deposits: Our recommendation abolishing security deposits should apply only to leases created or renewed after the coming into force of the remedial legislation. Security deposits which have been paid under leases which are still current at that time should be governed by the following requirements:

(a) interest should be payable to the tenant at the end of the term on the full amount of his security deposit at the rate of five (5) percent a year, compounded annually, to be calculated from the day of the coming into force of the remedial legislation;

(b) the security deposit, together with interest, must be returned to the tenant within ten days of the date of the termination of the lease, whether by effluxion of time or otherwise;

(c) if the landlord seeks to retain all or part of the security deposit and interest in satisfaction of any damage for which the tenant is allegedly responsible, and if the tenant does not consent in writing to forfeit that part of the security deposit and interest claimed, the landlord must commence an action against the tenant to enforce his claim within ten days of the date of the termination of the lease. If he does not his claim should be extinguished.

Security deposits which have been paid in all other cases should be repaid to the tenants within thirty days of the date of the coming into force of the remedial legislation.

1. (cont'd)

6. Penalty: Breach of any of the provisions enacted to give effect to the recommendations concerning security deposits should subject a landlord to prosecution, and on conviction to the payment of a fine.

7. Contracting Out:

(1) Section 22 of The Landlord and Tenant Act, R.S.O. 1960, c. 206, should be amended to give effect to the following requirements:

(a) every lease wherein the right to assign, sublet or otherwise part with possession is restricted, should be deemed to contain a provision that leave to assign, sublet or part with possession will not be arbitrarily or unreasonably withheld;

(b) any agreement purporting to waive the requirement set out in (a) should be null and void;

(c) the landlord should be entitled to reasonable expenses entailed in granting leave;

(d) in determining whether leave to assign, sublet or part with possession has been arbitrarily or unreasonably withheld, a court should consider all the relevant circumstances, including but not limited to the duration of the original term and the length of the term remaining when leave is sought.

(2) Any attempt on the part of the tenant to waive his rights with respect to exemptions from distress and other protective measures under The Landlord and Tenant Act should be null and void.

(3) The Residential Property Tax Reduction Act, 1968 should be amended to make it an offence, punishable by fine, for any landlord to insert a waiver clause in a lease whereby the tenant purports to waive the benefits conferred upon him by the Act.

8. Obligation to Repair

(1) The landlord should be under a duty at the beginning of the term to hand over possession of premises in a good state of repair and fit for habitation.

(2) The landlord should be under a duty to maintain the premises in a good state of repair and fit for habitation during the tenancy. This duty, however, should be subject to an obligation on the tenant to repair damage caused by his wilful or negligent conduct or that of persons brought onto the premises by him. The landlord's duty should also be subject to the obligation of the tenant to perform such normal housekeeping tasks as cleaning, polishing, changing fuses and light bulbs, etc.

(3) In determining the nature and extent of the landlord's obligation to repair, a court should consider all relevant public health legislation and municipal minimum housing standards by-laws.

(4) Tenants should be given by statute a right of action to enforce, each for his own benefit, any repair obligation, whether devolving upon landlords by contract, lease, statute or municipal by-law.

(5) Where the landlord is in breach of his obligation to repair, the tenant, after giving notice to the landlord and upon obtaining the order of a court, should have the power to terminate the tenancy. By analogy to relief against forfeiture a court should

1. (cont'd)

8.(5) (cont'd)

be empowered to grant the landlord time to remedy the breach. Alternatively, at the request of the tenant, the court should permit the tenant to make the necessary repairs and deduct his expenses from the next ensuing instalments of rent.

(6) Consideration should be given to the establishment of a system of tax incentives and low interest loans for the financing of the repair and renovation of substandard dwellings. If obligations are to be imposed on landlords reason dictates that they be given proper means to discharge those obligations.

(7) A prospective lessee's inspection of the premises should not defeat his right to the benefit of the landlord's repair obligation.

9. Restrictions Against Children: The problem of restrictions against children cannot be dealt with adequately by legislation. Many restrictions, apparently unfair, in fact result from the special nature of a particular building rather than from any desire to discriminate. The accommodation problems of families with young children can be treated best by making it as attractive for developers to build for families with children as it is for other occupants. Discrimination solely on the basis that prospective tenants have young children is condemned, but legislative action by way of direct prohibition is not recommended because it is not feasible and has not worked satisfactorily in other jurisdictions.

10. Restrictions Against Trading: Although there are valid reasons for permitting restrictions concerning the admission of tradesmen to multiple unit dwellings, the practice of tradesmen making payments to owners or superintendents of buildings in exchange for the privilege of exclusive access should be made illegal and subject to penalty.

Subject to this, restrictions should be permitted but where they are imposed their precise nature should be set out in a separate clause in future leases. The tenant should acknowledge in the lease that the restrictions were drawn to his attention before he signed the lease.

In this, as in other matters, the importance of the tenant receiving a true copy of the lease is apparent. We recommend that it be made obligatory that tenants be given such copy.

Legislation should provide that landlords of multiple family units shall not restrict canvassing and orderly distribution of election literature by candidates or their authorized representatives in federal, provincial, municipal or school board election campaigns.

11. Acceleration Clauses: In order to make rent acceleration clauses less subject to abuse whilst still protecting landlords' legitimate interests, where the landlord claims an acceleration of rent and if the tenant pays arrears or remedies the breach of covenant, a court should have a power to stay proceedings similar to that conferred by section 20 of The Mortgages Act, R.S.O 1960, c. 245.

12. Mitigation of Damages: Where a tenant abandons the premises the rule whereby the landlord is not required to mitigate his damages should be reversed so that the ordinary rules of contract relating to mitigation of damages will apply.

1. (cont'd)

13. Frustration of Lease: The doctrine of frustration of contract should be made applicable to leases. Where the leased premises have been destroyed by fire or been so damaged that they are no longer of use for the purposes for which they were let, the obligation to pay rent should cease. When the obligation to pay rent ceases, the landlord's obligation to repair should cease as well.

14. Termination of Tenancies: New rules should be enacted to govern the form of notices to quit, the time for giving such notices, the method of calculating time when notice has been given, the cases where overholding tenancies will arise and to provide for substitutional service. The possible form which these rules might take is given in the text.

15. Independence of Covenants: The covenants in leases should be treated as dependent, each upon the others, and the positions of landlords and tenants respecting breach of covenants should be assimilated. This would eliminate the anomaly of a tenant having to pay rent and perform his other obligations under a lease even though the landlord has broken such covenants as to repair, provide heat and give quiet enjoyment. Where the other has broken a covenant in the lease, either the landlord or the tenant should be able to apply to a court for an order terminating the tenancy. Relief against forfeiture should be available to either party in a proper case.

16. Penalty for Lock-out: In order to prevent resort to self-help as a means of regaining possession and effecting a de facto termination of the tenancy, a landlord who unlawfully changes the locks on doors giving access to the leased premises should be subject to prosecution, and on conviction to the payment of a fine.

17. Lessees' Right Prior to Taking Possession (Interesse Termini): A lessee under a valid lease should have the same rights before he takes possession as after. Accordingly the doctrine of interesse termini should be abolished. The inadequacy of relief available to a lessee to whom possession has been wrongfully denied thus would be remedied.

18. Covenants Relating to Things in Being (In Esse) and Things Not in Being (In Posse): The rule of distinction which holds that covenants concerning the leased property relating to things in existence at the time of the demise run with the land, while covenants relating to things not in existence at that time do not run with the land, should be abolished.

19. The Leasehold Advisory Bureau:

(1) Municipalities should be authorized to establish, as a matter of local option, offices or networks of offices to be called Leasehold Advisory Bureau (L.A.B.). Landlords or tenants having problems arising out of a tenancy could go to an office near to them and seek advice as to the nature of their rights and how they might proceed to enforce them. The staff of the office would use their best endeavours to obtain a satisfactory and perhaps amicable settlement of the problem. If that proved impossible, they would then advise the parties as to how they might obtain a settlement of the issue by the courts or by setting administrative action in motion. In appropriate cases parties could be referred to legal aid.

(2) Where metropolitan or regional municipalities have been established, it would be preferable that these powers be granted to the metropolitan or regional councils, rather than to the local or area municipalities.

1. (cont'd)

19. (cont'd)

(3) The functions of each L.A.B. should be the provision of information, conciliation and rent review. It would answer the questions of landlords and tenants, explain the benefits and burdens of provincial legislation affecting them, seek to mediate disputes and to aid in fair settlements, and when necessary, undertake a full rental review.

(4) On the L.A.B. staff would be a Rent Review Officer whose duties would be to attempt to obtain fair and just settlements of disputes concerning the payment or increasing of rent at any time during or at the end of the tenancy, and of disputes over whether a tenancy should be continued or renewed.

(5) Either the Attorney General or the Minister of Financial and Commercial Affairs should exercise a general supervisory role over the entire programme.

20. Rent Control:

(1) Municipalities should be empowered to appoint Rent Review Officers within the organization of Leasehold Advisory Bureaux.

(2) Rent Review Officers should be authorized to investigate complaints of unreasonable rent increases brought to them, to mediate between the parties in an effort to obtain a proper settlement of the dispute, and to recommend to the parties what increase in rent, if any, is justifiable in a given situation.

(3) Municipalities not believing that Rent Review Officers alone are sufficient to handle their local rent increase problems should be empowered to establish Rent Review Boards.

(4) Rent Review Boards should be authorized, on the application of a Rent Review Officer, a landlord or a tenant, to reinvestigate a case where the Rent Review Officer's recommendations have not been followed or where any party is dissatisfied with the Officer's disposition of the case.

(5) After making its investigation, the Rent Review Board should send a copy of its findings and its recommendations as to what would constitute just resolution of the case to all parties in the form of a written report.

(6) Where a landlord fails to act in accordance with the Rent Review Board's recommendations, the Board should be under duty to send a copy of its findings and recommendations, together with the landlord's response to them, to the local municipal council.

(7) The local municipal council should be empowered to publish the report of the Board or to take such other action as it deems proper.

(8) Either the Attorney General or the Minister of Financial and Commercial Affairs should exercise a general supervisory role over the entire programme.

(9) If these measures do not prove sufficient to control improper increases in rent, the legislature should consider the introduction of a more stringent and compulsory system of control.

1. (cont'd)

21. Procedure on Adjudication:

(1) The Commission recommends that the Attorney General consult with the Chief Judge of the County Court to devise some system whereby landlord and tenant matters in urban areas may be brought forward and dealt with more expeditiously.

(2) In cases where it would be appropriate, injunctive relief should be available to landlords and tenants to restrain breaches of covenants.

22. Protection from Retaliatory Eviction:

(1) The Leasehold Advisory Bureaux should be given specific responsibility to investigate and report upon cases where landlords are accused of retaliation against tenants who have resorted to their statutory rights.

(2) On an application for a writ of possession or in an action for possession, if it appears to the court, on a balance of probabilities that:

(a) the notice to quit was given because of the tenant's complaint to any governmental authority of the landlord's violation of any statute or municipal by-law dealing with health or safety standards, including minimum housing standards by-law; or

(b) the notice to quit was given because of the tenant's attempt to secure or enforce his legal rights;

then the court may refuse to grant an order for possession and may declare the notice to quit invalid. In such case the previous tenancy shall continue as if no notice to quit had been given.

23. Effective Dates: Of the foregoing recommendations, some, by their nature, would apply to existing tenancies, while others would apply only to future tenancies. The Commission recommends that recommendations numbered 3, 5, 7(1) and (2), 11, 12, 13, 15, 16, 18, 19 and 20 be made applicable to all existing residential tenancies. Recommendation 8 would be applicable only to new leases, except that in the case of existing periodic tenancies, it should become applicable on the first anniversary date of such tenancies after the legislation becomes effective. Other recommendations would become effective in respect of leases concluded after the legislation becomes effective.

In the period between the introduction of a Bill implementing these recommendations and Royal Assent to the Bill, it is possible that arrangements might be made to frustrate the protection the Commission has proposed. Accordingly, the Commission recommends that the Legislature consider making the new Act effective from the date of its introduction.

24. Short Forms of Lease: The Short Forms of Leases Act, R.S.O. 1960, c. 373, applies to commercial as well as residential leases. This report deals only with the latter. Some of our recommendations concerning residential leases are inconsistent with the Act and should be amended accordingly.

* This resolution was tabled at the meeting of City Council held on June 23, 1969, until the meeting of City Council to be held on July 28, 1969, on motion of Ald. Speal and Ald. Enright.

2. That, as recommended by the Clerk-Comptroller, the car allowance for the Housing Standards Officer be increased from $60.00 per month to $70.00 per month, to conform to the City mileage car allowance policy.

3. That, as recommended by the Medical Officer of Health, pursuant to Section 5 of By-law No. 5200, Mr. Max Marcus be notified that the area at the southwest corner of Napier and Dunlop Streets be drained, filled up and cleared of debris, or otherwise the City will do this and add the costs to the tax roll for lots 218, 219, 220, 221 and 222 Dundas Street, Reg. Plan 171.

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 66

To the Mayor and Members of Council Kingston, July 18, 1969

The Committee on Finance and Accounts reports and recommends as follows:

1. That the recommendation for the location of the St. Lawrence Summer Playhouse Limited (Summer Theatre in the Round) in City Park, subject to the original terms and conditions, be reaffirmed and that no action be taken to amend the present agreement.

July 23, 1969

2. That the following resolution of the City of Belleville be not endorsed:

WHEREAS equality in education, properly understood, can be a valid basis for the most fruitful kind of co-operation which will improve standards in both sectors of the public school system; and,

WHEREAS the principle of equality includes the primary criterion of equity, which in terms of school finance means that all schools in the publicly-supported Ontario system should be subject to similar fiscal treatment, whether the source of revenue be a provincial grant or a local tax; and,

WHEREAS the program of the separate public schools must now be, no less than the public school program, a continuous and integrated process from Kindergarten to Grade 13;

THEREFORE, BE IT RESOLVED:

THAT this municipal Council supports the principle and practice of 'Equal Opportunity for Continuous Education in the Separate Schools of Ontario from Kindergarten to Grade 13' ...

3. That the following resolution of the Town of Fort Erie be not endorsed:

THAT we, the representatives of the Town of Fort Erie by this motion:

1. to the Prime Minister of Canada, The Honourable Pierre Elliott Trudeau and

2. to the Prime Minister of Ontario, The Honourable John Robarts

Since taxes to meet government operations and spending programs are escalating beyond the ability of many Canadians to pay, we respectfully request implementation forthwith of non-partisan commissions to investigate the disbursement of tax moneys in (a) Ontario, and (b) Canada in an effort to prevent our economy from plunging into economic chaos toward which is headed.

Such commissions to be composed of:

1. One or more successful persons from the business world;

2. An outstanding labour union leader;

3. An accountant of international repute;

4. Outstanding member of press.

We further respectfully petition the above-named governments to implement the said commissions and establish their necessary terms of reference and budgets no later than the end of July, 1969.

4. That the following resolution of the City of Windsor be endorsed, it being noted that Section 9(2) of proposed Bill 205 which received first reading on June 25, 1969, provides for a 35% business assessment on parking areas in shopping centres, and hopes that this endorsement will assist in ensuring the passing of the proposed new change in the Assessment Act:

THAT WHEREAS parking areas in shopping centres with a common use by customers of all tenants, have been declared to be exempt from business assessment;

AND WHEREAS a groceteria with a large parking area, used exclusively by its customers, has been found liable for business assessment on the total area;

AND WHEREAS in shopping centres, the tenants therein are subject to payments for the up-keep and maintenance of the common parking areas;

AND WHEREAS this results in discrimination in favour of the shopping centres;

THEREFORE BE IT RESOLVED that the Provincial Government be petitioned to introduce the necessary legislation to permit municipalities to levy business taxes on all parking areas jointly used and that such taxes be paid as indicated in either (a) or (b) hereunder:

(a) The owner of the land shall pay such business taxes since such owner is in position to distribute the amount of such taxes on the basis of use, among his tenants; or

(b) The tenants (the users) shall pay this tax which shall be allocated to the various occupants in proportion of the building areas.

5. That, as requested by the Fire, Legislation and Housing Committee, the following Budget amendment be made:

	Decrease	Increase
Finance - Contingencies	$251.27	-
Fire Dept. - Maintenance of Equipment	-	$251.27

6. That the following accounts be authorized for payment:

(a) Mills Office Suppliers Ltd. - $504.00
- Special Binders for Assessment Dept. Data Revision and Field Sheets.

(b) Wyllie, Ufnal, Weinberg & Scheckenberger - $13,819.40
- Sydenham Urban Renewal Study - Period March 1, 1969, to June 22, 1969.

(c) Northern Electric Company Ltd. - $578.00
- Manual Incandescent Transformer for Grand Theatre.

(Ald. Enright opposed)

Note: $525.00 of Item (c) was donated by the Grand Theatre Guild to the Grand Theatre.

7. That, as recommended by the Clerk-Comptroller, a by-law be presented to Council to authorize the acquisition and settle the compensation for land expropriated from Mr. Joseph Bujnowski for that part of the Division Street Overpass property on Weller Avenue, being Lot 2, Registered Plan No. 553 (75' x 186.15' ±) for the total amount of $2,100.

Note: Recommendation made on compassionate grounds and property appraised for $1500.

8. That a by-law be presented to Council to provide for the borrowing upon debentures of the sum of $65,000.00 for the purchase of an Aerial Ladder Fire Truck.

   Note: Tender due July 28th.

9. That as recommended by the Public Works Committee, favourable consideration be given to a sufficiently signed petition for reconstruction of the sidewalk on the south side of Princess Street from 27' west of Alfred St. westerly 149.10' at an estimated cost of $1,467.97, provision for this work having been made in the 1969 Capital Budget. The total cost of the work is all owners' share.

10. That Ald. Matthews be appointed as Acting Mayor in the absence of Mayor Swain and Ald. Keyes.

11. That, as recommended by the Industrial Commission, by-laws be presented to Council to authorize the sale of approximately 44,000 square feet of land, being part of Farm Lot 7, fronting the south side of Elliot Avenue, to be sold at a price of $1600. per acre to Mr. John Agazzi, it being understood that he will construct a building of not less than 3,000 square feet within two years where he will carry on the business of storage and wood working, and that he will be responsible for payment of the following servicing costs:

Survey Costs	
Watermain	98 cents per foot frontage for 15 years plus cost of lateral service
Sanitary Sewer	90 cents per foot frontage for 15 years plus cost of lateral service
Macadam Road	$2.50 per foot frontage for 5 years
Culvert and Driveway Ramp	Actual cost
Sewer Surcharge	17 cents per square foot over 3,000 square feet of building.

12. That a by-law be presented to Council to authorize the execution of an agreement with the Public Utilities Commission for a sewer easement on Lappan's Lane/Counter Street area as described on a plan by N.B.Campbell, O.L.S., dated June, 1969, attached as Schedule "A" to the agreement.

13. That a by-law be presented to Council to authorize the acquisition of the reclaimed water lot fronting on Mowat Avenue and extending from the original high water mark, from the Federal Government for the nominal sum of $100.00 with the City to provide a plan of survey, to provide public access to Kingston Harbour via Mowat Avenue.

14. That, as requested by the Kingston Women's Fastball All Stars, the City of Kingston contribute the amount of $100.00 to assist in paying part of the expenses that will be incurred when the Team visits Ottawa on Labour Day week-end for the Ottawa Invitational Fastball Tournament, which is a four-day double round robin tournament.

15. That Clause 21, Report No. 59 of the Finance and Accounts Committee report to Council meeting No. 13, be amended by deleting the words:

    "subject to an agreement that a continuous fence will be erected on the western boundary of the strip to be quit claimed at no expense to the City",

    and re-wording the clause as follows:

15. (cont'd)

"That as recommended by the City Solicitor, since Ann Pitt has declared that the Pitts have been in continuous uninterrupted possession of the premises at 218 Concession Street extending westerly to Smith Lane, which has a width of 15.2 feet, since the year 1945, a quit claim deed be executed by the Corporation for that part of the east side of Smith Lane running southerly from Concession Street that is wider than the 15.2' part of the lane used for public purposes, i.e. an area approximately 29.3' x 227' (to be determined by survey) on the following conditions:

(1) that the purchaser of the property at 218 Concession Street will enter into an agreement satisfactory to the City Solicitor to be registered on title that the owner will maintain that part of Smith Lane adjoining his property;

(2) that the City will not be responsible for any maintenance of the said lane and any expense that the City is put to by reason of unsatisfactory maintenance may be added to the tax collector's roll and recovered from the owner in the same manner as taxes;

(3) that the City will not pick up garbage from this laneway."

16. That acceptance of the tenders, as recommended by the Purchasing Agent, for Petroleum Products as shown on the Summary of Tender No. 69-33, attached to the minutes of the Finance and Accounts Committee meeting of July 23, 1969, being the lowest or one of the lowest tenders received, be approved.

16. That a by-law be presented to Council to authorize an amendment to the Agreement with Ontario Housing Corporation dated August 26, 1968 (Elderly Citizens' Housing Block "Z", Calvin Park) to provide that the Corporation will pay an annual grant in lieu of taxes equal to the full normal taxes on the 30 senior citizen units, and with the Municipality contributing 7½% toward any annual operating losses.

Note: By the terms of this agreement the Municipality agreed to waive all taxes on the above units in excess of $25.00 per unit per annum, with no contributions by the City toward any operating losses incurred by the project.

17. That a by-law be presented to Council to authorize the construction of an at-grade crossing of the Canadian Pacific Railway on Dalton Avenue at an estimated cost of $5,500.00.

18. That, as recommended by the Public Works Committee, the anticipated overrun of funds provided for general rate sidewalk construction in an estimated amount of $1,000. because of higher tender prices, be provided from down payment funds.

19. That as recommended by the Canadian Manufacturers' Association, Mr. J. A. Mackenzie, Bath Road, Kingston, be appointed to the Industrial Commission as a replacement for Mr. C. F. Morris who has resigned.

Respectfully submitted,

(CHAIRMAN)

The Committee on Finance and Accounts may present the following clauses:

20. That the resignation of Mr. A. M. McCorkell from the Housing Sub-Committee be accepted with regret, and the appreciation of Council conveyed to him for his service on the Committee.

21. That Mr.   be appointed on the Housing Sub-Committee for the balance of Mr. McCorkell's term of office.

22. That, as recommended by the Industrial Commission, the offer submitted by Graham Thomson, Realtor, to sell to the City approximately 11 acres of land on the west side of Lappans Lane, now owned by Mr. McConville, at a price of $1,200. per acre, be accepted, subject to the approval of the Ontario Municipal Board; further, that the necessary Capital Budget funds be transferred from the Provision for Architects Plans for the new police building.

23. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the reconstruction of a concrete sidewalk on the east side of Rideau Street from 248.4 ft. north of the C.P.R. spur line northerly 92.3 ft., at a total estimated cost of $783.32 - all owners' share - under the provisions of Section 12 of The Local Improvement Act.

(or Ontario Street)

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 20 receive their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 20 their second reading.

Ald. Watts, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Laws 12 to 20 their third reading.

(e) That By-Laws 12 to 28 be given their third reading.

(1) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (parcel at the north-east corner of Division and Benson Streets, R2, Two Family, to C2 Commercial).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6387)
Report No. 64, Clause 1.

(2) A By-Law to Authorize the Execution of an Agreement with Shell Canada Limited (Conditions re Re-Zoning of the North-East Corner of Division and Benson Streets).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6388)
Report No. 64, Clause 1.

(3) A By-Law to Authorize the Acquisition and Settle the Compensation for Certain Land Expropriated from Mr. Joseph Bujnowski (Division Street Overpass).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6389)
Report No. 66, Clause 7.

(4) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $65,000.00 for the Purchase of an Aerial Ladder Fire Truck.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6390)
Report No. 66, Clause 8.

(5) A By-Law to Authorize the Sale of Certain Land to Mr. John Agazzi (Industrial Site, Elliot Ave.)

(FIRST AND SECOND READINGS) (PROPOSED NO. 6391)
Report No. 66, Clause 11.

(6) A By-Law to Authorize the Execution of an Agreement with Mr. John Agazzi (Industrial Site, Elliot Ave.)

(FIRST AND SECOND READINGS) (PROPOSED NO. 6392)
Report No. 66, Clause 11.

(7) A By-Law to Authorize the Execution of an Agreement with the Public Utilities Commission (Sewer Easement on Lappan's Lane/Counter Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6393)
Report No. 66, Clause 12.

(8) A By-Law to Authorize the Acquisition of Certain Land from the Federal Government (Reclaimed Water Lot Fronting on Mowat Avenue).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6394)
Report No. 66, Clause 13.

(9) A By-Law to Authorize the Execution of an Amendment to the Agreement with Ontario Housing Corporation dated August 26th, 1968 (New Agreement re 30 Unit Senior Citizen Housing Project).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6395)
Report No. 66, Clause 16.

(10) A By-Law to Authorize the Reconstruction of a Sidewalk on the South Side of Princess Street from 27 ft. West of Alfred Street Westerly 149.10 ft. at an Estimated Cost of $1,467.97, under Section 7 of The Local Improvement Act.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6396)
Report No. 66, Clause 9.

(11) A By-Law to Authorize the Construction of an At-Grade Crossing on Dalton Avenue at an Estimated Cost of $5,500.00 as a Charge to the General Rate.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6397)
Report No. 66, Clause 17.

(12) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston Subject to the Provisions of The Highway Traffic Act". Clause 1, (a) (b) (c) (d), Report No. 61.

(THREE READINGS) (PROPOSED NO. 6398)
Clause 1, Report No. 61

(13) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters."

(THREE READINGS) (PROPOSED NO. 6399)
Clause 1, Report No. 61

(14) A By-Law to Authorize the Execution of a Proposal and Estimate of Costs and its Submission to the Minister of Highways for the Province of Ontario Pursuant to an Agreement with Her Majesty the Queen in Right of Ontario as Represented by the said Minister Entered into Under Section 11 of The Highway Improvement Act. (Construction of additional lanes, widening, centre boulevards, curbs, gutters, boulevards, storm drainage and intersection improvements in Bath Road from 767 ft. west of Queen Mary Road to 140 ft. west of Palace Road including temporary connections at each end and storm sewer outlets beyond the limits of Bath Road).

(THREE READINGS) (PROPOSED NO. 6386)
Clause 1, Report No. 62

(15) A By-Law to Authorize the Execution of an Agreement with Kingston Elderly Citizens Homes Limited (Low Rental Housing Project--Wright Crescent).

(THREE READINGS) (PROPOSED NO. 6400)
Clause 17, Report No. 59

(7) A By-law to authorize the Execution of an Agreement with the Public Utilities Commission (Water Department) in respect of [illegible].

(FIRST AND SECOND READINGS) (PROPOSED NO. [illegible])
Report No. [illegible], Clause [illegible].

(8) A By-law to authorize the acquisition of [illegible] from the Federal Government [illegible].

(FIRST AND SECOND READINGS) (PROPOSED NO. [illegible])
Report No. [illegible], Clause [illegible].

(9) A By-law to authorize the Execution of an Agreement with the Ontario Housing Corporation dated August [illegible] re 30 Unit Senior Citizen Housing Project.

(FIRST AND SECOND READINGS) (PROPOSED NO. [illegible])
Report No. [illegible], Clause [illegible].

(10) A By-law to authorize the Reconstruction of a Sidewalk on the North Side of [illegible] Street from 27 ft. West of [illegible] Street Easterly [illegible] ft. at an Estimated Cost of [illegible], under Section [illegible] of the Local Improvement Act.

(FIRST AND SECOND READINGS) (PROPOSED NO. [illegible])
Report No. [illegible], Clause [illegible].

(11) A By-law to authorize the Construction of an Asphalt Pavement on [illegible] Avenue at an Estimated Cost of [illegible] as a Charge Against General Funds.

(FIRST AND SECOND READINGS) (PROPOSED NO. [illegible])
Report No. [illegible], Clause [illegible].

(12) A By-law to amend By-law No. [illegible], "A By-law to Regulate Traffic in the Highways of the City of [illegible] Subject to the Provisions of The Highway Traffic Act". Clause [illegible], Report No. [illegible].

(THIRD READING) (PROPOSED NO. [illegible])
Clause [illegible], Report No. [illegible]

(13) A By-law to amend By-law No. [illegible], "A By-law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Inspection and Control of Such Parking Meters".

(THIRD READING) (PROPOSED NO. [illegible])
Clause [illegible], Report No. [illegible]

(14) A By-law to authorize the Execution of a Proposal and Agreement of [illegible] and its Submission to the Minister of Highways for the Province of Ontario Pursuant to an Agreement with [illegible] Represented by the said Minister [illegible] under Section [illegible] of the Highway Improvement Act. [illegible] curbs, gutters, sidewalks, storm sewers and [illegible] improvements [illegible] 140 ft. west of [illegible] and storm sewer [illegible].

(THIRD READING) (PROPOSED NO. [illegible])
Clause [illegible], Report No. [illegible]

(15) A By-law to authorize the Execution of an Agreement with [illegible] Citizens Homes Limited [illegible].

(THIRD READING) (PROPOSED NO. [illegible])
Clause [illegible], Report No. [illegible]

(16) A By-Law to Authorize the Execution of an Agreement with Mr. Maurice E. Bruce re Quit Claim Deed (Smith Street Laneway).

(THREE READINGS) (PROPOSED NO. 6401)
Clause 14, Report No. 66

(17) A By-Law to Authorize the Execution of an Agreement with the Department of Highways. (Additional lanes, widening, centre boulevard, curbs, gutters, boulevards, storm drainage and intersection improvements in Bath Road from 767 ft. west of Queen Mary Road to existing pavement at each end and storm sewer outlets beyond the limit of Bath Road).

(THREE READINGS) (PROPOSED NO. 6402)
Clause 1, Report No. 62

(18) A By-Law to Authorize the Execution of an Agreement with Alex Willis re Delivery and Disposal of Sewage Sludge from the Sewage Treatment Plant.

(THREE READINGS) (PROPOSED NO. 6403)
Clause 6, Report No. 62

(19) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Paving a Strip on Boulevard at 181 Barrie Street).

(THREE READINGS) (PROPOSED NO. 6404)
Clause 8, Report No. 62

(20) A By-Law to Authorize the Execution of an Agreement with Spada Tile Ltd. (For the construction and reconstruction of sidewalks).

(THREE READINGS) (PROPOSED NO. 6405)
Clause 10, Report No. 62

(21) A By-Law to Authorize the Execution of an Agreement with Diamond Equipment Rentals Limited (Industrial Site: Dalton Avenue).

(THIRD READING) (NO. 6314)
Clause 5, Report No. 35

(22) A By-Law to Authorize the Execution of an Agreement with Joseph Macciochi and Sons (Foot of Mowat Avenue).

(THIRD READING) (NO. 6325)
Clause 2, Report No. 41

(23) A By-Law to Authorize the Construction of a Storm Sewer in Fraser Street from Patrick Street to 329 Feet West of Montreal Street and in Patrick Street from Fraser Street to 145 Feet South of Duff Street Under the Provisions of Section 8 of The Local Improvement Act.

(THIRD READING) (NO. 6334)
Clause 5, Report No. 45

(24) A By-Law to Authorize the Execution of an Agreement with the Public Utilities Commission (Fire Department Radio Equipment Building on Elevated Water Tank Site - Tower Street).

(THIRD READING) (NO. 6361)
Clause 2, Report No. 52

(25) A By-Law to Authorize the Execution of an Agreement with the Ontario Dental Association (Emergency Dental Welfare Plan).

(THIRD READING) (NO. 6362)
Clause 1, Report No. 56

(26) A By-Law to Authorize the Acquisition and Settle the Compensation for Certain Land and Right-of-Way Expropriated from Victoria and Grey Trust Company on the North Side of Brock Street.

(THIRD READING) (NO. 6369)
Clause 9, Report No. 59

(27) A By-Law to Authorize the Sale of Land on the North Side of Dalton Avenue to Diamond Equipment Rentals Limited (Industrial Site).

(THIRD READING) (NO. 6315)
Clause 5, Report No. 35

(28) A By-Law to Authorize the Execution of an Agreement with Victoria and Grey Trust Company (Land Acquisition - Brock Street at Wellington Street).

(THIRD READING) (NO. 6368)
Clause 9, Report No. 59

MOTIONS

Amendment No. 50
to the
Official Plan for the
Kingston Planning Area

This amendment to the Official Plan for the Kingston Planning Area which has been recommended by the City of Kingston Planning Board and adopted by the Council of the City of Kingston, is hereby modified under the provisions of sections 12 and 14 of The Planning Act, as follows:

1. That the section of Sir John A. Macdonald Boulevard between Counter Street and Princess Street be shown with a continuous red line on Schedule "A", as this section of the highway is also in existence.

As thus modified, this amendment is hereby approved pursuant to sections 12 and 14 of The Planning Act, as Amendment No. 50 to the Official Plan for the Kingston Planning Area.

Date: 25/6/69

Minister of Municipal Affairs

EXPLANATORY TEXT

PURPOSE OF AMENDMENT

The purpose of this amendment is:

1. To update the Official Plan in regard to Major Streets by providing the City with north-south and east-west expressways, designate one arterial street and five collector streets, and to delete one major street (Schedule A). This amendment is the second stage of approximately five stages to implement a proposed comprehensive and integrated major street classification plan as shown in Appendix #16. First stage was proposed Amendment #49, Concession Street Expressway.
2. To establish a functional street classification in the City and a basis for design standards for each classification (Schedule B).
3. To provide a basis for allocating funds for construction, maintenance and traffic control in accordance with the function and importance of each street.
4. To provide a basis for further studies, analysis and periodic assessment of the function of each street and its effect on the area it serves.
5. To provide for the safe and efficient movement of persons and goods, and to minimize the time, cost and inconvenience of the journey to work, shopping and recreation facilities.

II. LOCATION AND NATURE OF AMENDMENT PROPOSALS

Urban At-Grade Expressways (Appendix 2)

1. Sir John A. Macdonald Boulevard
   - King St. to Counter St. - 130 ft. right-of-way
   - Counter St. to Macdonald-Cartier Freeway - 150 ft. to 320 ft. right-of-way.
2. Bath Road
   - Princess St. to west city limit - 130 ft. right-of-way

Arterial (Appendix 3)

1. Brock Street
   - Alfred St. to Sir John A. Macdonald Boulevard - 66 ft. right-of-way.

Collector (Appendix 4)

1. Union St.
   - King St. to Barrie St. - 66 ft. right-of-way.
2. Portsmouth Avenue
   - King St. to Bath Road - 86 ft. right-of-way
   - Bath Road to Counter St. - 66 ft. right-of-way.
3. Palace Rd.
   - Johnson St. to Bath Rd. - 66 ft. right-of-way.
4. Dalton Avenue
   - Division St. to west city limit - 66 ft. right-of-way.
5. Queen Mary Rd.
   - King St. to Bath Rd. - 86 ft. right-of-way.

To be deleted (Appendix 5)

1. Old Sir John A. Macdonald Boulevard

   - Concession Street to Counter Street.

III. BASIS OF AMENDMENT

General

The proposed amendment for the major street system as shown in Schedule A is based on the following facts: (An East-West expressway running from Princess Street to the East city limit was proposed in Amendment No. 49.)

1. Kingston is one of the oldest cities in Canada, and consequently its existing street system is inadequate to satisfy the inevitable future traffic increase.

2. Many of Kingston's existing streets are lined on both sides with large trees. Alternatives to widen these streets should be given utmost consideration.

3. The street classification plan (Appendix 6) Plate #23 as recommended in the report "Traffic Study - City of Kingston" prepared by A. D. Margison & Associates is used as a guide and basis for this amendment. Attached as Appendices 7, 8, 9 and 10 are copies of the following plates extracted from the Margison Report:

   Plate 19: Major Desire Lines to and from the Central Business District

   Plate 21: Major Desire Lines excluding Central Business District and Through Trips

   Plate A-3: Local and Through Trip Distribution by External Stations - 1981

   Plate A-6: 1981 - 24 Hour Traffic Volumes on the Second Stage Highway Routes.

4. In keeping with the geographic nature of the City and the profusion of trees and parks, high volume facilities, such as urban at-grade expressways, shall be of the boulevard or parkway type of design.

5. Kingston's major street system shall be related to areas of predominant land use so that where possible trucks associated with industrial areas shall be encouraged to travel within such areas and not through residential and commercial areas.

Local Govt.

CITY COUNCIL MEETING NO. 15

The Regular Meeting of City Council Was Held in the Council Chamber on Monday, July 28, 1969, at 8:18 p.m., His Worship Mayor Swain presiding.

ROLL CALL

Mayor Swain, Ald. Brightman, Ald. Cook, Ald. Enright, Ald. Hunter, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. Meister, Ald. Newman, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts.

TABLING OF DOCUMENTS

(1) Copy of the book "Vital Statistics for 1967" printed under the authority of The Honourable Robert Welch, Q.C., Registrar General.

(2) Copies of the Minutes of Kingston Suburban Road Commission held on April 16th, May 15th, June 3rd, June 11th, and July 9th, 1969.

(3) Monthly statement from the Children's Aid Society of the City of Kingston and the County of Frontenac (Inc.), and estimates for the year.

(Which has been distributed to members of Council.)

(4) The Trench Excavators' Protection Act - Annual Report - 1968, reporting as well that progress is being made thanks to the co-operation of Councils of municipalities and the activities of the trench inspectors.

(5) Committee Statements as of June 30, 1969.

(Copies of which have been distributed to members of Council.)

(6) A report from The Empire Life Insurance Company for the Policy Year 25/4/68 to 24/4/69 and stating that the policy will be carried on for the 1969/1970 policy year at the same rates as the year just past, namely 60¢ per month per $1,000. of basic group life insurance and 9¢ per month per $1,000. of Accidental Death insurance on the firemen.

(7) Transit Department, Public Utilities Commission, Operating Statement for the month of May, 1969.

(Copies of which have been distributed to members of Council.)

(8) Report of Auditor and Financial Statements from the Ontario Municipal Association for the year ended June 30, 1968.

(9) Proceedings of the Seventieth Annual Convention of the Ontario Municipal Association.

(10) Minutes of a meeting of the Cataraqui Region Conservation Authority held on Wednesday, June 11, 1969, in Loughborough Township Hall, Sydenham, Ontario.

MINUTES

Moved by Ald. Enright,
Seconded by Ald. Hunter,

That the minutes of City Council Meeting No. 13 be amended by deleting from page 235, Report No. 59, Clause 1, the amount of "$7,700.", and substituting therefor the amount "$6,700.", and that the minutes of City Council Meeting No. 13, held June 23, 1969, as amended, and of City Council Meeting No. 14, held July 2, 1969, be adopted as printed.

CARRIED

COMMUNICATIONS

To the Filed:

(1) From Dr. John J. Deutsch, Principal and Vice-Chancellor of Queen's University, thanking the members of Council for the resolution passed on June 23, 1969, extending congratulations of Council to Dr. Deutsch upon being named a "Companion of the Order of Canada."

(2) From Mr. H.A. Lawless, Executive Director, Canadian Federation of Mayors and Municipalities, acknowledging receipt of the cheque from the City of Kingston as financial support in connection with the representations made on the City's behalf before the Canadian Transport Commission in an effort to ensure that Bell Canada's request for an increase in telephone rates and tariffs will be only that which is absolutely justifiable.

The City will be informed of the outcome of the hearings.

(3) From Central Mortgage and Housing Corporation, enclosing a fully executed copy of the agreement re the loan for the construction of extension No. 1, to the existing sewage treatment plant.

Part VIB of the National Housing Act has been amended to allow partial forgiveness of principal and interest relating to eligible work completed by March 31, 1975, i.e. "If the construction of the project is completed to the satisfaction of the Corporation on or before the 31st day of March, 1975, the Corporation shall forgive payment by the Borrower of

(I) 25% of the principal money

(II) an amount equal to 25% of the interest that has accrued on the amounts of principal money from time to time advanced as of the date of completion of the project.

If the project is not completed on or before the 31st day of March, 1975, there will be a forgiveness of 25% of the principal and the interest accrued on the money advanced or warrantable by construction progress as at the 31st day of March, 1975."

This extends the terminal date of the agreement from March 31, 1970, to March 31, 1975.

(4) From the Department of Municipal Affairs, notifying that the Minister has approved Amendment No. 49 to the Official Plan for the City of Kingston to permit a 400 ft. urban expressway corridor from the Traffic Circle east along Concession, Stephen and River Streets.

(5) From the Department of Municipal Affairs, notifying that the Minister has approved Amendment No. 50 to the Official Plan for the City of Kingston for changes in Major Streets designations subject to certain modifications.

See Schedule "A" to these Minutes.

(6) From the Department of Municipal Affairs, notifying that the Minister has approved Amendment No. 51 to the Official Plan for the City of Kingston to revise the Major Streets plan by the deletion of the Parkway.

(7) From Mrs. Marion R. Earl, thanking the members of Council for the letter regarding her final term on the Housing Authority and expressing her gratitude for the continued support given to her by the Mayor, the Aldermen and the City Hall Staff.

(8) From Mr. and Mrs. Percy Whiteman, expressing thanks to the members of Council for the good wishes and flowers sent to them on the occasion of their Diamond Wedding Anniversary.

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(9) From Mrs. Margaret Shortliffe, thanking the members of Council on behalf of herself and her family for the tribute given to the late Dr. Glen Shortliffe.

(10) From Marshall & Merrett, Stahl, Elliott & Mill, congratulating Council on its decision to appoint a City architect for Limited Dividend Housing.

(11) From Dr. R.F. Briggs, Chairman, Kingston Branch, The Canadian Save the Children Fund, thanking the members of Council for financial assistance to one of their luncheons during their National Annual Meeting and returning $200.00 which was not used as the registration was lower than anticipated.

(12) From Mr. James S. Sutherland, Pipe Major, Rob Roy Highland Pipe Band, thanking the members of Council for the cheque in the amount of $100.00 to cover the expenses of the Pipe Band in connection with their participation as Host Band at the Thousand Islands Highland Games on August 3, 1969.

(13) From the Honourable W. Darcy McKeough, acknowledging receipt of a copy of a resolution of the Council of the City of Kingston wherein Council recommends that Ontario establish a fund from which loans would be made to municipalities subject to a "forgiveness" clause if the purchase of the loan is to finance "water pollution control works."

(14) From The Association of Women Electors of Kingston Area, thanking the members of Council and Mr. T.J. McKibbin, Clerk-Comptroller, for their unfailing efforts in getting the fence at the foot of Young Street removed.

(15) Press release from the Canadian Yachting Association, advertising Sail Week '69, Canadian Olympic-training Regatta, to be held in Kingston August 25-30, 1969.

(16) From Mr. J.F. Donnelly, Solicitor for a group of residents who had objected to the by-law authorizing the current Agreement between the City of Kingston and St. Lawrence Summer Playhouse Limited regarding the Tent Theatre located in City Park, saying that his clients have elected to reconsider their position. They were unaware of the precise nature of the contents of a letter from Mr. Tinlin saying that he would "enter into negotiations with the City of Kingston to seek another site" for next season. His clients "await the result of future negotiations between City Council and the St. Lawrence Summer Playhouse Ltd." which, according to the letter of June 17, 1969, will take place at the end of the 1969 season.

(17) From the Department of Social and Family Services, saying that regarding the City's request for an amendment to the 1968 per diem rate payable to the Kingston Day Care Centre Incorporated, they have carefully reviewed all the financial information received. Since the deficit was due to an inaccurate estimate of attendance days they are prepared to accept a claim for the Provincial share of the actual costs amounting to $3,947.73, provided that these costs relate to services purchased by the City for children of parents who qualify in accordance with the Day Nurseries Act and Regulation.

(18) From Mr. Syl Apps, M.P.P., acknowledging receipt of the resolution of the City of Windsor in connection with municipal borrowing that was endorsed by the City of Kingston Council on June 30, 1969.

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(19) From the Ontario Human Rights Commission, saying that the 1966 session of the Ontario Legislature adopted the Age Discrimination Act in an effort to ensure equality of opportunities in matters of employment for all citizens in the 40-65 age range and enclosing a copy of "Guidelines for Employers on the Provision of the Age Discrimination Act, 1966 (as amended)."

(20) From the Department of Labour, enclosing a copy of the Regulation as printed in the Ontario Gazette which revokes the Ontario Regulation 170/62 as amended by Ontario Regulation 42/67, regarding the new regulation of the Construction Safety Act.

To be Referred to the Fire, Legislation and Housing Committee:

(21) From the Ontario Housing Corporation, saying that they are advertising for a Builders' Proposal Call for the development of 184 Family Housing Units and 52 Senior Citizen Units, to close in their office on Tuesday, September 2, 1969, at 2:00 p.m.

To be Referred to the Fire, Legislation and Housing Committee and the Housing Sub-Committee:

(22) From the Ontario Housing Corporation informing that -

"Further to your letter of July 18, we have found that 588 family questionnaires were returned from the Kingston survey during July to September 1968. Of these 588, 106 or 18.0 per cent stated incomes between $6,000. and $8,500. per annum. The breakdown by bedroom requirements for those in this income bracket is as follows:

Bedroom	No.	%
2-Bedroom	53	50.0
3-Bedroom	40	37.7
4-Bedroom	6	5.7
5-Bedroom	7	6.6
TOTAL	106	100.0

We would like to make several comments with regard to this information:

- an income minimum of $6,000. was used instead of the $6,500. figure you suggested since the monthly income range on our questionnaire form does not show a point between $500. and $600.;
- combined incomes are considered in the case of families with both parents employed;
- Ontario Housing Corporation considers it permissible for a child under the age of four years to share a bedroom with the parents or with a child of the opposite sex;
- it is important to note that the purpose of the survey was to determine the number of persons who were needy and who were also interested in rent-geared-to-income housing; thus, the survey was not primarily directed at the $6,000. - $8,000. income group."

COMMUNICATIONS (cont'd)

To be Referred to the Fire, Legislation and Housing Committee and the Industrial Commission:

(23) From the City of St. Catharines, requesting endorsation of their following resolution:

"That the Provincial Treasurer and Minister of Economics be informed that the Council of the City of St. Catharines is of the opinion that, with the establishment of Regional Government in the Niagara Region, the Regional Development Council in this area should be dissolved and that the functions and responsibilities presently carried out by such Council be transferred to the Regional Government; and further, that the Provincial Government adopt a policy for Ontario of transferring the functions and responsibilities of regional development councils to Regional Government jurisdiction as it develops throughout Ontario."

To be Referred to the Fire, Legislation and Housing Committee and the Traffic and Streets Committee:

(24) From the Corporation of Port Colborne requesting endorsement of their following resolution:

"THAT WHEREAS the abandonment of used motor vehicles on streets or on private properties is a hazard to health and depreciates all properties adjacent to such vehicles and

WHEREAS Ontario Legislation does not appear to clearly define the powers of a municipality to cause the removal of such vehicles,

THEN BE IT RESOLVED THAT - the Government of Ontario be requested to enact such legislation that this resolution be submitted to the Ontario Municipal Association and to all cities in Ontario for their support."

Which Has Been Referred to the Traffic and Streets Committee:

(25) From the Public Utilities Commission, enclosing two copies of the Commission's Street Lighting Programme for 1969.

Which Has Been Referred to the Public Works Committee:

(26) From the Construction Manager, Queen's University, regarding the Storm Sewer Connection for the 96 units of Single Student Housing, advising that the decision is not to connect the storm drains to the combination sewer because of the high cost.

To be Referred to the Public Works Committee:

(27) From the Council of the County of Hastings, requesting the endorsement of their following resolution:

"BE IT RESOLVED that the Council of the County of Hastings requests the Provincial Government to immediately insitute controls of the additive phosphorus in household and commercial detergents.

WHEREAS, the phosphates used as a filler in detergents pass readily through conventional type sewage treatment plants and feed the ever-increasing algae and weed growths that are rapidly choking many of our rivers and lakes;

AND WHEREAS, algae growth is stimulated to a great extent by other nutrients. Phosphates are nevertheless a major offender and can be readily controlled;

COMMUNICATIONS (cont'd)

To be Referred to the Public Works Committee (cont'd)

(27) (cont'd)

AND WHEREAS, it is known that other chemicals, admittedly somewhat more expensive, can adequately replace phosphates in detergents;

THEREFORE, we respectfully request that the Provincial Government, by effectively enforced legislation, take immediate action to control this menace before it is too late to reclaim many of our lakes and rivers."

To be Referred to the Finance and Accounts Committee:

(28) From the City of Brockville, requesting endorsement of their following resolution:

"WHEREAS the Provincial Government of Ontario did pass Bill 44 in the year 1968 stating that all local School Boards should be amalgamated into Regional Boards of Education in each County, this to be effective on January 1, 1969;

AND WHEREAS this was made effective without any consultations with the various Municipalities where local School Boards were operating and co-operating with the various Municipal Councils;

AND WHEREAS this implementation of Regional Boards of Education has been the result of a very large increase in the mill rate in the City of Brockville and most other Municipalities in Ontario;

AND WHEREAS in the City of Brockville, due to the Regional Board of Education in Leeds County, the Education Tax for the rate payers has exceeded the tax rate for the City's Administration Budget;

AND WHEREAS the total cost of Education for 1969, arrived at by the Board of Education for Leeds and Grenville Counties, shows an increase to the City of Brockville of 26.13%;

AND WHEREAS approximately thirteen per cent of our citizens are Senior Citizens on a fixed income, and find it a very great hardship to meet this large increase in taxes;

THEREFORE BE IT RESOLVED that the Provincial Government of Ontario rescind Bill 44 and revert back to the local School Board system, and that the Provincial Government pay 80% of the total cost of Education;

AND FURTHER BE IT RESOLVED THAT if the Provincial Government fails to rescind Bill 44, that they, the Provincial Government, having taken away local autonomy from the Municipalities by the enacting of this Bill, assume the full cost of Education and thereby relieve the Municipalities of this very expensive undertaking."

To be Referred to the Kingston Planning Board:

(29) From Mr. John B. Sampson requesting a zone change.

(Referred to Planning Board with the request for submission of the usual application forms.)

PETITIONS

REPORTS

Ald. Speal presented Report No. 61 of the Committee on Traffic and Streets as follows.

Moved by Ald. Speal,
Seconded by Ald. Vosper,

That Report No. 61 of the Traffic and Streets Committee be received and adopted clause by clause.

REPORT NO. 61

To the Mayor and Members of Council Kingston, July 15, 1969

The Committee on Traffic and Streets reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) and By-Law No. 495 (Meter By-Law) to provide:

   (a) for installation of one 12 minute meter in place of the existing meter on the east side of Wellington Street just north of Princess Street;

   (b) for changing the rate of the meters on the east side of King Street between Brock and Princess Streets from 5¢ per hour to 5¢ per half-hour;

   (c) for a uniform time during which parking is prohibited in certain school areas, namely, 8:30 a.m. to 4:30 p.m. on school days; and

   (d) for installation of meters on the north and south sides of Clarence Street east of Ontario Street, such meters to be at the rate of 5¢ per hour with a five hour time limit.

   (See By-Laws No. 6398 and 6399) *CARRIED*

2. That the action taken by the Traffic and Streets Committee under the delegated powers of Council during the summer months to approve the following resolutions be ratified:

   "That the Downtown Businessmen's Association be granted permission

   (a) to hold a sidewalk sale on July 25 and 26, 1969, on the sidewalk along Princess Street from Division Street to the Waterfront on the understanding that such sale will not obstruct the movement of pedestrians and vehicles;

   (b) to hold a variety show on Ontario Street between Market and Brock Streets on Monday, July 21, 1969, from 8:00 p.m. to 12:00 p.m.;

   (c) to have a parade from Victoria Park and along Princess Street from Frontenac Street to Ontario Street on Monday, July 21, 1969; and,

   (d) to conduct a Bath Tub Derby on the Patrick Street hill on Sunday, July 27, 1969, at 1:00 p.m."

   CARRIED

3. That the account of Mechanical Advertising Limited in the amount of $518.56 for supply of aluminum hardware be paid.

   CARRIED

REPORTS (cont'd)

Report No. 61 - Committee on Traffic and Streets (cont'd)

4. That the account of the Public Utilities Commission in the amount of $540.78 for repairs made to the traffic light pole on Montreal Street at Queen Street be paid.

CARRIED

Respectfully submitted,

(signed) *G.N. Speal* (CHAIRMAN)
G.W. Vosper
V.C. Brightman
H.G. Hunter
D.J. Travers

Ald. Hunter presented Report No. 62 of the Committee on Public Works as follows.

Council granted permission to amend:

Clause 6, by deleting "Willis" and substituting "Lillis".
Clause 9, by the addition of the words: "for HL-3 and $11.00 for HL-2 prior to June 16."

Council agreed to the withdrawal of Clause 8.

Moved by Ald. Keyes,
Seconded by Ald. Hunter,

That Report No. 62 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 62

To the Mayor and Members of Council July 21, 1969

Gentlemen:

The Public Works Committee recommends as follows -

1. That the execution of a connecting link agreement with the Department of Highways, as follows, be approved -

Additional lanes, widening, centre boulevard, curbs, gutters, boulevards, storm drainage and intersection improvements in Bath Road from 767 ft. west of Queen Mary Road to existing pavement at each end and storm sewer outlets beyond the limit of Bath Road at -

Total estimated cost	$904,380.76
Anticipated DHO share	$574,285.37
Fed./Prov. Partnership	$ 26,000.00

NOTE:		
	By-Law No. 6203 estimated cost	$641,376.00
	Estimated DHO subsidy	- $398,315.00
	Amount to be debentured	$243,061.00

It is proposed to apply to the Ontario Municipal Board for approval of increased debenture amount (now estimated at $330,095.39) when tenders have been received.

(See By-Law No. 6386) *CARRIED*

REPORTS (cont'd)

Report No. 62 - Committee on Public Works (cont'd)

2. That the following accounts be paid -

Sicard Equipment Ltd.	-	$2177.95	- equipment repair parts
W.R. McRae Co.	-	$ 758.49	- misc. supplies
Worthington (Canada) Ltd.	-	$1728.55	- parts for pump at River St. Station.

CARRIED

3. That the tender of Midtown Automotive Supply Ltd., Kingston, for the supply of one new Malsbary Model 250 OMMC trailer mounted steam cleaning unit, at a cost of $4165.00 less $200.00 for the City's 1955 Kelite Unit, Serial #4822, Federal Sales Tax included, plus $198.25 Ontario Retail Sales Tax for a total cost of $4163.25, be accepted, being the lowest tender received.

CARRIED

4. That the tender of Kingston Dodge Chrysler (1963) Ltd., for the supply of one new Dodge truck chassis, Model D700(1970) with Edbro dump body and hoist at a cost of $7194.09 plus $359.70 Ontario Retail Sales Tax, Federal Sales Tax included, for a total cost of $7553.79, be accepted, being the lowest tender received.

CARRIED

5. That the tender of G.R. Botting, Collins Bay, for the supply of 25,000 c.y., more or less, of earth fill at a price of 60 cents per c.y. to be delivered to the land fill site as and when required, be accepted with effect from July 10, 1969, being the lowest tender received.

CARRIED

6. That the tender of Alex *Lillis*, 592 Division St., Kingston, to take delivery and dispose of approximately 1,500,000 gallons of sewage sludge from the Sewage Treatment Plant at a price of $0.0038 per gallon for a contract value of $5700. be accepted, being the lowest tender received, subject to his equipment being satisfactory to the Commissioner of Works.

(See By-Law No. 6403) *CARRIED, AS AMENDED*

7. That one impeller complete with wearing ring and one suction head wearing ring for the 12 MCV-1 pump at the O'Kill St. Pumping Station be purchased from Worthington (Canada) Ltd., at quoted price of $2161.85, Federal and Ontario Retail Sales Taxes exempt.

CARRIED

8. That notwithstanding the provisions of By-Law No. 10 - A By-Law Respecting Streets - the Ontario Department of Public Works be authorized to pave with asphalt a five-foot strip of the boulevard located in front of the Ontario Government Building at 181 Barrie Street in order to remove the muddy and dusty condition that exists and to improve the exterior appearance of the building on the understanding that vehicles will not be allowed to park on it and on the further understanding that the work shall be done under the supervision and inspection of the City of Kingston Department of Public Works.

WITHDRAWN

REPORTS (cont'd)

Report No. 62 - Committee on Public Works (cont'd)

9. That Clause 2 of City Council Report No. 26, insofar as it refers to the acceptance of the tender of McGinnis and O'Connor Ltd., for the supply of HL-3 and M-5 grades of Sheet asphalt mixture, be rescinded since it has not been possible to make satisfactory arrangements with the supplier for the Works Department to pick up the material at 7 a.m., and that the tender of Will-Mac Construction Ltd. for the supply of the following grades of sheet asphalt mixture at the price shown opposite each, be accepted with effect from June 16, 1969, being the next lowest tender received -

HL-2 Grade - $10.50 per ton
HL-3 Grade - $ 9.50 per ton
M-5 Grade - $11.00 per ton

and that Clause 2 and 3 of City Council Report No. 37 and Clause 1 of City Council Report No. 48 which authorized the purchase of interim supplies of HL-3 Grade sheet asphalt mixture from Will-Mac Construction Ltd. at $9.50 per ton be amended to increase the unit price per ton to $10.00 *for HL-3 and $11.00 for HL-2 prior to June 16.*

CARRIED, AS AMENDED

10. That the tender of Spada Tile Ltd., in amount of $29,268.26, for the construction and reconstruction of the sidewalks listed in the Information for Tenderers be accepted, being the only tender received.

(See By-Law No. 6405) *CARRIED*

11. That the Federal Department of Public Works be authorized to construct a berm in front of Lots 4 and 5 at the land fill site, as shown on their cross-sectional plan, and to fill the enclosed area with material dredged from the Rideau Canal.

CARRIED

Respectfully submitted,

(signed) *K. Keyes* (CHAIRMAN)
H.G. Hunter
D.G. Timmins
G.W. Vosper
E. Watts

Ald. Enright presented Report No. 63 of the Rideaucrest Home Committee as follows.

Moved by Ald. Enright,
Seconded by Ald. Meister,

That Report No. 63 of the Rideaucrest Home Committee be received and adopted.

REPORT NO. 63

To the Mayor and Members of Council Kingston, June 24, 1969

The Rideaucrest Home Committee reports and recommends as follows:

1. That the acceptance of the tenders for Sundry Food Supplies, as recommended by the Purchasing Agent and with the concurrence of

REPORTS (cont'd)

Report No. 63 - Rideaucrest Home Committee (cont'd)

1. (cont'd)

the Administrator for the Rideaucrest Home for the Aged, for the period of July, August and September, 1969, as shown on the Summary of Tender No. 69-28, attached to the minutes of the Rideaucrest Home Committee of June 24, 1969, being the lowest or one of the lowest tenders received, be confirmed, ratified and approved.

CARRIED

Respectfully submitted,

(signed) *K.G. Enright* (CHAIRMAN)
C.J. Meister
J.L. Keenleyside
D.J. Travers
E. Watts

Ald. Speal presented Report No. 64 of the Kingston Planning Board as follows.

Moved by Ald. Vosper,
Seconded by Ald. Speal,

That Report No. 64 of the Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 64

To the Mayor and Members of Council Kingston, June 27, 1969

The City of Kingston Planning Board reports and recommends as follows:

1. That, as requested by Shell Canada Limited, a by-law be presented to Council to amend By-Law No. 3078, "A Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" to change the zoning from R 2 (Residential) to C2 (Commercial) on a parcel of land at the north-east corner of Division and Benson Streets, being all of Lot No. 10, Registered Plan No. 401, having a 60 ft. frontage on Division Street and a depth of 200 ft. on Benson Street, subject to a 50 ft. daylight triangle being deeded to the City at the intersection of Benson and Division Streets and that entrances/exits conform to the requirements of By-Law No. 10.

(See By-Laws No. 6387 and 6388) *CARRIED*
(Ald. Vosper opposed)

2. That the Planning Board has considered the objection presented by Mr. D.A.W. Todd and re-affirms its recommendation in Report No. 32, Clause 4, dated April 14, 1969:

"That a by-law be presented to Council to amend By-Law No. 3078 "A Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas," to change the zoning from R 2 (two family) to R 3 (multiple family) on an 0.70 acre parcel of land adjacent to Crestview subdivision, known as part lot 5, Registered Plan No. 68, as shown on Plan No. 8487 prepared by Humphries and Burgham, dated March 28, 1966."

CARRIED

REPORTS (cont'd)

Report No. 64 - Kingston Planning Board (cont'd)

July 18, 1969.

3. That the Planning Board has considered the objection presented by E.S. Fox Limited and re-affirms its recommendation in Report No. 54, Clause 1, dated June 23, 1969:

That, as recommended by the Industrial Commission, a by-law be presented to Council to amend By-Law No. 3078, "A Restricted Area (Zoning) By-Law" by adding the following Section 61:

"Notwithstanding the fact that the uses set forth for an M1 Industrial Zone in Sections 14.1.1 to 14.1.7.3 do not include kennels, and notwithstanding the M3 regulations concerning minimum lot area in Section 16.2.5 and minimum lot width in Section 16.2.6 on that part of Lot 23, Concession 3, City of Kingston, outlined in black on the plan attached to By-Law No. 6375 as Schedule "A", prepared by N.B. Campbell, Ontario Land Surveyor, dated January 1969, a building may be constructed to be used for kennels for boarding animals; and the said land may be used in conjunction therewith."

CARRIED

4. That the Planning Board has considered the objections of Queen's University and Mr. J. Russell Carter and re-affirms its recommendation in Report No. 32, Clauses 1 and 2, dated April 14, 1969:

"1. That, as recommended by the Building Inspector and the Planning Officer, and to make parking facilities compulsory for students' residences, a by-law be presented to Council to amend By-Law No. 3077, "A Restricted Area (Zoning) By-Law for the City of Kingston," as follows:

(1) By deleting Section 10.21 and substituting the following:

"Boarding or lodging house shall mean any building or part thereof including accommodations for students such as residences, co-ops, fraternities and sororities in which meals are served for a consideration or rooms are rented or provided to persons other than the lessee or administrator, tenant or owner thereof or the members of his family, provided that this definition shall not include any building or part thereof in which meals are supplied or rooms rented to not more than three persons, exclusive of the family of the lessee, administrator, tenant or owner thereof, nor to a restaurant, cafe or public dining room."

(2) By adding the following as Section 10.55:

"Habitation Unit

Habitation Unit shall mean the space, area, furniture, equipment and parts of any building used and occupied by one individual within and without a building designed or converted for the purpose of providing primarily sleeping accommodations for individuals or for a group or groups of individuals."

(3) By renumbering Section 9.4.7 to Section 9.4.7 (1) and by adding the following as Section 9.4.7 (2):

REPORTS (cont'd)

Report No. 64 - Kingston Planning Board (cont'd)

4. (cont'd)

(3) (cont'd)

"Within the limits of the City of Kingston governed by this by-law, except within the area bounded by Barrie Street, Earl Street, Collingwood Street and the waterfront, the following parking spaces shall be provided for Habitation Units, as defined in Section 10.55:

One parking space for the owner or manager plus one parking space for each three "habitation units."

2. That, as recommended by the Building Inspector and the Planning Officer, and to make parking facilities compulsory in students' residences, a by-law be presented to Council to amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" as follows:

(1) By adding to Section 4 the following definitions:

(a) Boarding or Lodging House shall mean any building or part thereof including accommodations for students such as residences, co-ops, fraternities and sororities in which meals are served for a consideration or rooms are rented or provided to persons other than the lessee or administrator, tenant or owner thereof or the members of his family, provided that this definition shall not include any building or part thereof in which meals are supplied or rooms rented to not more than three persons, exclusive of the family of the lessee, administrator, tenant or owner thereof, nor to a restaurant, cafe or public dining room.

(b) Habitation Unit

Habitation Unit shall mean the space, area, furniture, equipment and parts of any building used and occupied by one individual within and without a building designed or converted for the purpose of providing primarily sleeping accommodations for individuals or for a group or groups of individuals.

(2) By deleting Section 20.1.5 and substituting in lieu thereof the following:

"Lodging, Rooming and Boarding Houses - 1 parking space for the owner or manager plus one parking space for each three 'habitation units'."

CARRIED

Respectfully submitted,

(signed) *E.V. Swain* (CHAIRMAN)
G.N. Speal
G.W. Vosper

REPORTS (cont'd)

Ald. Matthews presented Report No. 65 of the Committee on Fire, Legislation and Housing as follows.

Moved by Ald. Matthews,
Seconded by Ald. Travers,

That Report No. 65 of the Fire, Legislation and Housing Committee be received and adopted clause by clause.

REPORT NO. 65

To the Mayor and Members of Council Kingston, Ont., July 25, 1969

The Committee on Fire, Legislation and Housing Reports and recommends as follows:

*1. That the recommendations contained in the Interim Report on Landlord and Tenant Law of the Ontario Law Reform Commission (1968), as follows, be endorsed clause by clause; and that the Ontario Government be requested to take immediate steps to implement all of these recommendations; and further, that this resolution be circulated to other Ontario cities, seeking their endorsation:

**This resolution was tabled at the meeting of City Council held on June 23, 1969, until the meeting of City Council to be held on July 28, 1969, on motion of Ald. Speal and Ald. Enright.*

1. Continuing Study: This interim report deals only with the most urgent problems in the law of landlord and tenant. It should be recognized that there is a need for further research and study.

CARRIED

2. Scope of the Study: In some important aspects residential and commercial tenancies require different legal treatment. This report is based on a study of residential tenancies. Commercial tenancies should be the subject of separate examination.

CARRIED

3. Distress: The right to distrain, whether arising out of the common law, statute or contract, should be abolished.

CARRIED

4. Security Deposits: It should be made unlawful for a landlord to demand or receive a security deposit against damage or any other contingency involving the demised premises. Landlords should be permitted, however, to request payment of the last month's rent in advance but any sum so paid should be treated as security for the payment of rent only.

(See following Motion of Amendment)

Moved by Ald. Speal,
Seconded by Ald. Newman,

That Paragraph (4) be amended by deletion of the second sentence, commencing with the word "Landlords" and ending with the word "only," so that Paragraph (4) would read as follows:

4. Security Deposits: It should be made unlawful for a landlord to demand or receive a security deposit against damage or any other contingency involving the demised premises.

CARRIED AS AMENDED 11:4

REPORTS (cont'd)

Report No. 65 - Fire, Legislation and Housing Committee

1. (cont'd)

5. Existing Security Deposits: Our recommendation abolishing security deposits should apply only to leases created or renewed after the coming into force of the remedial legislation. Security deposits which have been paid under leases which are still current at that time should be governed by the following requirements:

(a) interest should be payable to the tenant at the end of the term on the full amount of his security deposit at the rate of five (5) percent a year, compounded annually, to be calculated from the day of the coming into force of the remedial legislation;

(b) the security deposit, together with interest, must be returned to the tenant within ten days of the date of the termination of the lease, whether by effluxion of time or otherwise;

(c) if the landlord seeks to retain all or part of the security deposit and interest in satisfaction of any damage for which the tenant is allegedly responsible, and if the tenant does not consent in writing to forfeit that part of the security deposit and interest claimed, the landlord must commence an action against the tenant to enforce his claim within ten days of the date of the termination of the lease. If he does not his claim should be extinguished.

Security deposits which have been paid in all other cases should be repaid to the tenants within thirty days of the date of the coming into force of the remedial legislation.

CARRIED 12:3

(See following Motion of Amendment which was LOST)

Moved by Ald. Speal,
Seconded by Ald. Hunter,

That all of the words after the words, "to enforce" be deleted from Paragraph 5(c).

LOST 2:13

6. Penalty: Breach of any of the provisions enacted to give effect to the recommendations concerning security deposits should subject a landlord to prosecution, and on conviction to the payment of a fine.

CARRIED

7. Contracting Out:

(1) Section 22 of The Landlord and Tenant Act, R.S.O. 1960, c. 206, should be amended to give effect to the following requirements:

(a) every lease wherein the right to assign, sublet or otherwise part with possession is restricted, should be deemed to contain a provision that leave to assign, sublet or part with possession will not be arbitrarily or unreasonably withheld;

(b) any agreement purporting to waive the requirement set out in (a) should be null and void;

(c) the landlord should be entitled to reasonable expenses entailed in granting leave;

REPORTS (cont'd)

Report No. 65 - Fire, Legislation and Housing Committee (cont'd)

1. (cont'd)

7. Contracting Out - (1) - cont'd

(d) in determining whether leave to assign, sublet or part with possession has been arbitrarily or unreasonably withheld, a court should consider all the relevant circumstances, including but not limited to the duration of the original term and the length of the term remaining when leave is sought.

(2) Any attempt on the part of the tenant to waive his rights with respect to exemptions from distress and other protective measures under The Landlord and Tenant Act should be null and void.

(3) The Residential Property Tax Reduction Act, 1968 should be amended to make it an offence, punishable by fine, for any landlord to insert a waiver clause in a lease whereby the tenant purports to waive the benefits conferred upon him by the Act.

CARRIED
(Ald. Travers opposed)

8. Obligation to Repair

(1) The landlord should be under a duty at the beginning of the term to hand over possession of premises in a good state of repair and fit for habitation.

(See following Motion of Amendment)

Moved by Ald. Speal,
Seconded by Ald. Timmins,

That Paragraph 8(1) be amended by the addition of the following words: "in determining the nature and extent of the landlord's duty to repair, a court should consider all relevant public health legislation and municipal minimum housing standards by-laws," so that Paragraph 8(1) would read as follows:

"The landlord should be under a duty at the beginning of the term to hand over possession of premises in a good state of repair and fit for habitation. In determining the nature and extent of the landlord's duty to repair, a court should consider all relevant public health legislation and municipal minimum housing standards by-laws."

CARRIED AS AMENDED 10:5

(2) The landlord should be under a duty to maintain the premises in a good state of repair and fit for habitation during the tenancy. This duty, however, should be subject to an obligation on the tenant to repair damage caused by his wilful or negligent conduct or that of persons brought onto the premises by him. The landlord's duty should also be subject to the obligation of the tenant to perform such normal housekeeping tasks as cleaning, polishing, changing fuses and light bulbs, etc.

(3) In determining the nature and extent of the landlord's obligation to repair, a court should consider all relevant public health legislation and municipal minimum housing standards by-laws.

(4) Tenants should be given by statute a right of action to enforce, each for his own benefit, any repair obligation, whether devolving upon landlords by contract, lease, statute or municipal by-law.

(5) Where the landlord is in breach of his obligation to repair, the tenant, after giving notice to the landlord and upon obtaining the

REPORTS (cont'd)

Report No. 65 - Fire, Legislation and Housing Committee (cont'd)

1. (cont'd)

8(5) - cont'd

order of a court, should have the power to terminate the tenancy. By analogy to relief against forfeiture a court should be empowered to grant the landlord time to remedy the breach. Alternatively, at the request of the tenant, the court should permit the tenant to make the necessary repairs and deduct his expenses from the next ensuing instalments of rent.

(6) Consideration should be given to the establishment of a system of tax incentives and low interest loans for the financing of the repair and renovation of substandard dwellings. If obligations are to be imposed on landlords reason dictates that they be given proper means to discharge those obligations.

(7) A prospective lessee's inspection of the premises should not defeat his right to the benefit of the landlord's repair obligation.

CARRIED AS AMENDED 14:1

9. Restrictions Against Children: The problem of restrictions against children cannot be dealt with adequately by legislation. Many restrictions, apparently unfair, in fact result from the special nature of a particular building rather than from any desire to discriminate. The accommodation problems of families with young children can be treated best by making it as attractive for developers to build for families with children as it is for other occupants. Discrimination solely on the basis that prospective tenants have young children is condemned, but legislative action by way of direct prohibition is not recommended because it is not feasible and has not worked satisfactorily in other jurisdictions.

CARRIED
(Ald. Newman opposed)

10. Restrictions Against Trading: Although there are valid reasons for permitting restrictions concerning the admission of tradesmen to multiple unit dwellings, the practice of tradesmen making payments to owners or superintendents of buildings in exchange for the privilege of exclusive access should be made illegal and subject to penalty.

Subject to this, restrictions should be permitted but where they are imposed their precise nature should be set out in a separate clause in future leases. The tenant should acknowledge in the lease that the restrictions were drawn to his attention before he signed the lease.

In this, as in other matters, the importance of the tenant receiving a true copy of the lease is apparent. We recommend that it be made obligatory that tenants be given such copy.

Legislation should provide that landlords of multiple family units shall not restrict canvassing and orderly distribution of election literature by candidates or their authorized representatives in federal, provincial, municipal or school board election campaigns.

CARRIED

11. Acceleration Clauses: In order to make rent acceleration clauses less subject to abuse whilst still protecting landlords' legitimate interests, where the landlord claims an acceleration of rent and if the tenant pays arrears or remedies the breach of covenant, a court should have a power to stay proceedings similar to that conferred by section 20 of The Mortgages Act, R.S.O. 1960, c. 245.

CARRIED

REPORTS (cont'd)

Report No. 65 - Fire, Legislation and Housing Committee (cont'd)

1. (cont'd)

12. Mitigation of Damages: Where a tenant abandons the premises the rule whereby the landlord is not required to mitigate his damages should be reversed so that the ordinary rules of contract relating to mitigation of damages will apply.

CARRIED

13. Frustration of Lease: The doctrine of frustration of contract should be made applicable to leases. Where the leased premises have been destroyed by fire or been so damaged that they are no longer of use for the purposes for which they were let, the obligation to pay rent should cease. When the obligation to pay rent ceases, the landlord's obligation to repair should cease as well.

CARRIED

14. Termination of Tenancies: New rules should be enacted to govern the form of notices to quit, the time for giving such notices, the method of calculating time when notice has been given, the cases where overholding tenancies will arise and to provide for substitutional service. The possible form which these rules might take is given in the text.

CARRIED

15. Independence of Covenants: The covenants in leases should be treated as dependent, each upon the others, and the positions of landlords and tenants respecting breach of covenants should be assimilated. This would eliminate the anomaly of a tenant having to pay rent and perform his other obligations under a lease even though the landlord has broken such covenants as to repair, provide heat and give quiet enjoyment. Where the other has broken a covenant in the lease, either the landlord or the tenant should be able to apply to a court for an order terminating the tenancy. Relief against forfeiture should be available to either party in a proper case.

CARRIED
(Mayor Swain opposed)

16. Penalty for Lock-out: In order to prevent resort to self-help as a means of regaining possession and effecting a de facto termination of the tenancy, a landlord who unlawfully changes the locks on doors giving access to the leased premises should be subject to prosecution, and on conviction to the payment of a fine.

CARRIED

17. Lessees' Right Prior to Taking Possession (Interesse Termini): A lessee under a valid lease should have the same rights before he takes possession as after. Accordingly the doctrine of interesse termini should be abolished. The inadequacy of relief available to a lessee to whom possession has been wrongfully denied thus would be remedied.

CARRIED

18. Covenants Relating to Things in Being (In Esse) and Things Not in Being (In Posse): The rule of distinction which holds that covenants concerning the leased property relating to things in existence at the time of the demise run with the land, while covenants relating to things not in existence at that time do not run with the land, should be abolished.

CARRIED

REPORTS (cont'd)

Report No. 65 - Fire, Legislation and Housing Committee (cont'd)

1. (cont'd)

19. The Leasehold Advisory Bureau:

(1) Municipalities should be authorized to establish, as a matter of local option, offices or networks of offices to be called Leasehold Advisory Bureau (L.A.B.). Landlords or tenants having problems arising out of a tenancy could go to an office near to them and seek advice as to the nature of their rights and how they might proceed to enforce them. The staff of the office would use their best endeavours to obtain a satisfactory and perhaps amicable settlement of the problem. If that proved impossible, they would then advise the parties as to how they might obtain a settlement of the issue by the courts or by setting administrative action in motion. In appropriate cases parties could be referred to legal aid.

(2) Where metropolitan or regional municipalities have been established, it would be preferable that these powers be granted to the metropolitan or regional councils, rather than to the local or area municipalities.

(3) The functions of each L.A.B. should be the provision of information, conciliation and rent review. It would answer the questions of landlords and tenants, explain the benefits and burdens of provincial legislation affecting them, seek to mediate disputes and to aid in fair settlements, and when necessary, undertake a full rental review.

(4) On the L.A.B. staff would be a Rent Review Officer whose duties would be to attempt to obtain fair and just settlements of disputes concerning the payment of increasing of rent at any time during or at the end of the tenancy, and of disputes over whether a tenancy should be continued or renewed.

(5) Either the Attorney General or the Minister of Financial and Commercial Affairs should exercise a general supervisory role over the entire programme.

CARRIED 11:4

20. Rent Control:

(1) Municipalities should be empowered to appoint Rent Review Officers within the organization of Leasehold Advisory Bureaux.

(2) Rent Review Officers should be authorized to investigate complaints of unreasonable rent increases brought to them, to mediate between the parties in an effort to obtain a proper settlement of the dispute, and to recommend to the parties what increase in rent, if any, is justifiable in a given situation.

(3) Municipalities not believing that Rent Review Officers alone are sufficient to handle their local rent increase problems should be empowered to establish Rent Review Boards.

(4) Rent Review Boards should be authorized, on the application of a Rent Review Officer, a landlord or a tenant, to reinvestigate a case where the Rent Review Officer's recommendations have not been followed or where any party is dissatisfied with the Officer's dispostion of the case.

(5) After making its investigation, the Rent Review Board should send a copy of its findings and its recommendations as to what would constitute just resolution of the case to all parties in the form of a written report.

REPORTS (cont'd)

Report No. 65 - Fire, Legislation and Housing Committee (cont'd)

1. (cont'd)

20. Rent Control (cont'd)

(6) Where a landlord fails to act in accordance with the Rent Review Board's recommendations, the Board should be under duty to send a copy of its findings and recommendations, together with the landlord's response to them, to the local municipal council.

(7) The local municipal council should be empowered to publish the report of the Board or to take such other action as it deems proper.

(8) Either the Attorney General or the Minister of Financial and Commercial Affairs should exercise a general supervisory role over the entire programme.

(9) If these measures do not prove sufficient to control improper increases in rent, the legislature should consider the introduction of a more stringent and compulsory system of control.

(See following Motion of Amendment)

Moved by Ald. Meister,
Seconded by Ald. Keyes,

That Paragraph 20(9) be amended by the addition of the following sentence: "That before a comprehensive form of rent control legislation is enacted there should be a study in depth of the relative economic factors and full consideration should be given to the administrative machinery that would be necessary for the just enforcement of the law." So that Paragraph 20(9), as amended, would read as follows:

"If these measures do not prove sufficient to control improper increases in rent, the legislation should consider the introduction of a more stringent and compulsory system of control. That before a comprehensive form of rent control legislation is enacted there should be a study in depth of the relative economic factors and full consideration should be given to the administrative machinery that would be necessary for the just enforcement of the law."

PARAGRAPH (9), CLAUSE 20 CARRIED AS AMENDED 13:2

CLAUSE 20 CARRIED AS AMENDED 8:7

Ald. Travers requested a recorded vote on Clause 20.

YEAS: Mayor Swain, Ald. Cook, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. Meister, Ald. Newman, Ald. Watts.

NAYS: Ald. Brightman, Ald. Enright, Ald. Hunter, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper.

21. Procedure on Adjudication:

(1) The Commission recommends that the Attorney General consult with the Chief Judge of the Country Court to devise some system whereby landlord and tenant matters in urban areas may be brought forward and dealt with more expeditiously.

(2) In cases where it would be appropriate, injunctive relief should be available to landlords and tenants to restrain breaches of covenants.

CARRIED

REPORTS (cont'd)

Report No. 65 - Fire, Legislation and Housing Committee (cont'd)

1. (cont'd)

22. Protection from Retaliatory Eviction:

(1) The Leasehold Advisory Bureaux should be given specific responsibility to investigate and report upon cases where landlords are accused of retaliation against tenants who have resorted to their statutory rights.

(2) On an application for a writ of possession or in an action for possession, if it appears to the court, on a balance of probabilities that:

(a) the notice to quit was given because of the tenant's complaint to any governmental authority of the landlord's violation of any statute or municipal by-law dealing with health or safety standards, including minimum housing standards by-law; or

(b) the notice to quit was given because of the tenant's attempt to secure or enforce his legal rights;

then the court may refuse to grant an order for possession and may declare the notice to quit invalid. In such case the previous tenancy shall continue as if no notice to quit had been given.

CARRIED

23. Effective Dates: Of the foregoing recommendations, some, by their nature, would apply to existing tenancies, while others would apply only to future tenancies. The Commission recommends that recommendations numbered 3, 5, 7(1) and (2), 11, 12, 13, 15, 16, 18, 19 and 20 be made applicable to all existing residential tenancies. Recommendation 8 would be applicable only to new leases, except that in the case of existing periodic tenancies, it should become applicable on the first anniversary date of such tenancies after the legislation becomes effective. Other recommendations would become effective in respect of leases concluded after the legislation becomes effective.

In the period between the introduction of a Bill implementing these recommendations and Royal Assent to the Bill, it is possible that arrangements might be made to frustrate the protection the Commission has proposed. Accordingly, the Commission recommends that the Legislature consider making the new Act effective from the date of its introduction.

CARRIED

24. Short Forms of Lease: The Short Forms of Leases Act, R.S.O. 1960, c. 373, applies to commercial as well as residential leases. This report deals only with the latter. Some of our recommendations concerning residential leases are inconsistent with the Act and should be amended accordingly.

CARRIED

2. That, as recommended by the Clerk-Comptroller, the car allowance for the Housing Standards Officer be increased from $60.00 per month to $70.00 per month, to conform to the City mileage car allowance policy, with effect from May 1, 1969.

CARRIED

3. That, as recommended by the Medical Officer of Health, pursuant to Section 5 of By-Law No. 5200, Mr. Max Marcus be notified that the area at the southwest corner of Napier and Dunlop Streets be drained, filled

REPORTS (cont'd)

Report No. 65 - Fire, Legislation and Housing Committee (cont'd)

3. (cont'd)

up and cleared of debris, or otherwise the City will do this and add the costs to the tax roll for lots 218, 219, 220, 221 and 222 Dunlop Street, Reg. Plan 171.

CARRIED

Respectfully submitted,

(signed) *K.W. Matthews* (CHAIRMAN)
D.J. Travers
C.J. Meister
Joan Newman
D.G. Timmins

Ald. Keyes presented Reported No. 66 of the Committee on Finance and Accounts as follows.

Council consented to the following amendments:

(1) Addition of Clauses 20 to 23 which had been listed on the Agenda.
(2) Insertion of the words, "Robert W. Clark" in Clause 21.

Moved by Ald. Keyes,
Seconded by Ald. Cook,

That Report No. 66 of the Committee on Finance and Accounts be received and adopted clause by clause.

REPORT NO. 66

To the Mayor and Members of Council Kingston, July 18, 1969

The Committee on Finance and Accounts reports and recommends as follows:

1. That the recommendation for the location of the St. Lawrence Summer Playhouse Limited (Summer Theatre in the Round) in City Park, subject to the original terms and conditions, be re-affirmed and that no action be taken to amend the present agreement.

CARRIED 11:4

July 23, 1969

2. That the following resolution of the City of Belleville be not endorsed:

WHEREAS equality in education, properly understood, can be a valid basis for the most fruitful kind of co-operation which will improve standards in both sectors of the public school system; and,

WHEREAS the principle of equality includes the primary criterion of equity, which in terms of school finance means that all schools in the publicly-supported Ontario system should be subject to similar fiscal treatment, whether the source of revenue be a provincial grant or a local tax; and,

WHEREAS the program of the separate public schools must now be, no less than the public school program, a continuous and integrated process from Kindergarten to Grade 13;

THEREFORE, BE IT RESOLVED:

REPORTS (cont'd)

Report No. 66 - Finance and Accounts Committee (cont'd)

2. (cont'd)

THAT this municipal Council supports the principle and practice of 'Equal Opportunity for Continuous Education in the Separate Schools of Ontario from Kindergarten to Grade 13' ...

LOST 5:10 (See following Motions)

Ald. Travers requested a recorded vote on Clause 2.

YEAS: Mayor Swain, Ald. Keyes, Ald. Matthews, Ald. Speal, Ald. Travers.

NAYS: Ald. Brightman, Ald. Cook, Ald. Enright, Ald. Hunter, Ald. Keenleyside, Ald. Meister, Ald. Newman, Ald. Timmins, Ald. Vosper, Ald. Watts.

Moved by Ald. Meister,
Seconded by Ald. Enright,

That the words "and Public" be inserted in the last paragraph of the resolution after the word "Separate."

CARRIED

Moved by Ald. Keenleyside,
Seconded by Ald. Cook,

That the following resolution of the City of Belleville, as amended, be endorsed, and sent to the Provincial Legislature:

"WHEREAS equality in education, properly understood, can be a valid basis for the most fruitful kind of co-operation which will improve standards in both sectors of the public school system; and,

WHEREAS the principle of equality includes the primary criterion of equity, which in terms of school finance means that all schools in the publicly-supported Ontario system should be subject to similar fiscal treatment, whether the source of revenue be a provincial grant or a local tax; and,

WHEREAS the program of the separate public schools must now be, no less than the public school program, a continuous and integrated process from Kindergarten to Grade 13;

THEREFORE, BE IT RESOLVED:

THAT this municipal Council supports the principle and practice of 'Eaual Opportunity for Continuous Education in the Separate and Public Schools of Ontario from Kindergarten to Grade 13'."

CARRIED AS AMENDED 11:4
(Mayor Swain and Ald. Vosper opposed)

3. That the following resolution of the Town of Fort Erie be not endorsed:

THAT we, the representatives of the Town of Fort Erie by this motion:

1. *to the Prime Minister of Canada, The Honourable Pierre Elliott Trudeau and*
2. *to the Prime Minister of Ontario, The Honourable John Robarts*

Since taxes to meet government operations and spending programs are escalating beyond the ability of many Canadians to pay, we respectfully request implementation forthwith of non-partisan commissions to investigate the disbursement of tax moneys in (a) Ontario, and (b) Canada in an effort to prevent our economy from plunging into economic chaos toward which it is headed.

REPORTS (cont'd)

Report No. 66 - Finance and Accounts Committee (cont'd)

3. (cont'd)

Such commissions to be composed of:

1. *One or more successful persons from the business world;*
2. *An outstanding labour union leader;*
3. *An accountant of international repute;*
4. *Outstanding member of press.*

We further respectfully petition the above-named governments to implement the said commissions and establish their necessary terms of reference and budgets no later than the end of July, 1969.

CARRIED 14:1

4. That the following resolution of the City of Windsor be endorsed, it being noted that Section 9(2) of proposed Bill 205 which received first reading on June 25, 1969, provides for a 25% business assessment on parking areas in shopping centres, and hopes that this endorsement will assist in ensuring the passing of the proposed new change in the Assessment Act:

THAT WHEREAS parking areas in shopping centres with a common use by customers of all tenants, have been declared to be exempt from business assessment;

AND WHEREAS a groceteria with a large parking area, used exclusively by its customers, has been found liable for business assessment on the total area;

AND WHEREAS in shopping centres, the tenants therein are subject to payments for the up-keep and maintenance of the common parking areas;

AND WHEREAS this results in discrimination in favour of the shopping centres;

THEREFORE BE IT RESOLVED that the Provincial Government be petitioned to introduce the necessary legislation to permit municipalities to levy business taxes on all parking areas jointly used and that such taxes be paid as indicated in either (a) or (b) hereunder:

(a) The owner of the land shall pay such business taxes since such owner is in position to distribute the amount of such taxes on the basis of use, among his tenants; or

(b) The tenants (the users) shall pay this tax which shall be allocated to the various occupants in proportion of the building areas.

CARRIED

5. That, as requested by the Fire, Legislation and Housing Committee, the following Budget amendment be made:

	Decrease	Increase
Finance - Contingencies	$ 251.27	-
Fire Dept. - Maintenance of Equipment	-	$ 251.27

CARRIED

REPORTS (cont'd)

Report No. 66 - Finance and Accounts Committee (cont'd)

6. That the following accounts be authorized for payment:

(a) Mills Office Suppliers Ltd. - $504.00
- Special Binders for Assessment Dept. Data Revisions and Field Sheets.

(b) Wyllie, Ufnal, Weinberg & Scheckenberger - $13,819.40
- Sydenham Urban Renewal Study - Period March 1, 1969, to June 22, 1969.

(c) Northern Electric Company Ltd. - $578.00
- Manual Incandescent Transformer for Grand Theatre.

Note: $525.00 of Item (c) was donated by the Grand Theatre Guild to the Grand Theatre.

CARRIED
(Ald. Enright opposed to Clause 6(a))

7. That, as recommended by the Clerk-Comptroller, a by-law be presented to Council to authorize the acquisition and settle the compensation for land expropriated from Mr. Joseph Bujnowski for that part of the Division Street Overpass property on Weller Avenue, being Lot 2, Registered Plan No. 553 (75' x 186.15±) for the total amount of $2,100.

Note: Recommendation made on compassionate grounds and property appraised for $1500.

(See By-Law No. 6389) *CARRIED*

8. That a by-law be presented to Council to provide for the borrowing upon debentures of the sum of $65,000.00 for the purchase of an Aerial Ladder Fire Truck.

Note: Tender due July 28th

(See By-Law No. 6390) *CARRIED*

9. That as recommended by the Public Works Committee, favourable consideration be given to a sufficiently signed petition for reconstruction of the sidewalk on the south side of Princess Street from 27' west of Alfred St. westerly 149.10' at an estimated cost of $1,467.97, provision for this work having been made in the 1969 Capital Budget. The total cost of the work is all owners' share.

(See By-Law No. 6396) *CARRIED*

10. That Ald. Matthews be appointed as Acting Mayor in the absence of Mayor Swain and Ald. Keyes.

CARRIED

11. That, as recommended by the Industrial Commission, by-laws be presented to Council to authorize the sale of approximately 44,000 square feet of land, being part of Farm Lot 7, fronting the south side of Elliot Avenue, to be sold at a price of $1600. per acre to Mr. John Agazzi, it being understood that he will construct a building of not less than 3,000 square feet within two years where he will carry on the business of storage and wood working, and that he will be responsible for payment of the following servicing costs:

Survey Costs	
Watermain	98 cents per foot frontage for 15 years plus cost of lateral service

REPORTS (cont'd)

Report No. 66 - Finance and Accounts Committee (cont'd)

11. (cont'd)

Sanitary Sewer	90 cents per foot frontage for 15 years plus cost of lateral service
Macadam Road	$2.50 per foot frontage for 5 years
Culvert and Driveway Ramp	Actual cost
Sewer Surcharge	17 cents per square foot over 3,000 square feet of building.

(See By-Laws No. 6391 and 6392) *CARRIED*

12. That a by-law be presented to Council to authorize the execution of an agreement with the Public Utilities Commission for a sewer easement on Lappan's Lane/ Counter Street area as described on a plan by N.B. Campbell, O.L.S., dated June, 1969, attached as Schedule "A" to the agreement.

(See By-Law No. 6393) *CARRIED*

13. That a by-law be presented to Council to authorize the acquisition of the reclaimed water lot fronting on Mowat Avenue and extending from the original high water mark, from the Federal Government for the nominal sum of $100.00 with the City to provide a plan of survey, to provide public access to Kingston Harbour via Mowat Avenue.

(See By-Law No. 6394) *CARRIED*

14. That, as requested by the Kingston Women's Fastball All Stars, the City of Kingston contribute the amount of $100.00 to assist in paying part of the expenses that will be incurred when the Team visits Ottawa on Labour Day week-end for the Ottawa Invitational Fastball Tournament, which is a four-day double round robin tournament.

CARRIED

15. That Clause 21, Report No. 59 of the Finance and Accounts Committee report to Council meeting No. 13, be amended by deleting the words:

"subject to an agreement that a continuous fence will be erected on the western boundary of the strip to be quit claimed at no expense to the City,"

and re-wording the clause as follows:

"That as recommended by the City Solicitor, since Ann Pitt has declared that the Pitts have been in continuous uninterrupted possession of the premises at 218 Concession Street extending westerly to Smith Lane, which has a width of 15.2 feet, since the year 1945, a quit claim deed be executed by the Corporation for that part of the east side of Smith Lane running southerly from Concession Street that is wider than the 15.2' part of the lane used for public purposes, i.e. an area approximately 29.3' x 227' (to be determined by survey) on the following conditions:

(1) that the purchaser of the property at 218 Concession Street will enter into an agreement satisfactory to the City Solicitor to be registered on title that the owner will maintain that part of Smith Lane adjoining his property;

(2) that the City will not be responsible for any maintenance of the said lane and any expense that the City is put to by

REPORTS (cont'd)

Report No. 66 - Finance and Accounts Committee (cont'd)

15. (cont'd)

(2) (cont'd)

reason of unsatisfactory maintenance may be added to the tax collector's roll and recovered from the owner in the same manner as taxes;

(3) that the City will not pick up garbage from this laneway."

(See By-Law No. 6401) *CARRIED*
(Mayor Swain Abstained)

16. That acceptance of the tenders, as recommended by the Purchasing Agent, for Petroleum Products as shown on the Summary of Tender No. 69-33, attached to the minutes of the Finance and Accounts Committee meeting of July 23, 1969, being the lowest or one of the lowest tenders received, be approved.

CARRIED

16A. That a by-law be presented to Council to authorize an amendment to the Agreement with Ontario Housing Corporation dated August 26, 1968 (Elderly Citizens' Housing Block "Z", Calvin Park) to provide that the Corporation will pay an annual grant in lieu of taxes equal to the full normal taxes on the 30 senior citizen units, and with the Municipality contributing 7½% toward any annual operating losses.

Note: By the terms of this agreement the Municipality agreed to waive all taxes on the above units in excess of $25.00 per unit per annum, with no contributions by the City toward any operating losses incurred by the project.

(See By-Law No. 6395) *CARRIED*

17. That a by-law be presented to Council to authorize the construction of an at-grade crossing of the Canadian Pacific Railway on Dalton Avenue at an estimated cost of $5,500.00.

(See By-Law No. 6397) *CARRIED*

18. That, as recommended by the Public Works Committee, the anticipated overrun of funds provided for general rate sidewalk construction in an estimated amount of $1,000. because of higher tender prices, be provided from down payment funds.

CARRIED

19. That as recommended by the Canadian Manufactuers' Association, Mr. J.A. Mackenzie, Bath Road, Kingston, be appointed to the Industrial Commission as a replacement for Mr. C.F. Morris who has resigned.

CARRIED

20. That the resignation of Mr. A.M. McCorkell from the Housing Sub-Committee be accepted with regret, and the appreciation of Council conveyed to him for his service on the Committee.

CARRIED

21. That Mr. Robert W. Clark be appointed on the Housing Sub-Committee for the balance of Mr. McCorkell's term of office.

CARRIED
(Ald. Newman opposed)

REPORTS (cont'd)

Report No. 66 - Finance and Accounts Committee (cont'd)

22. That, as recommended by the Industrial Commission, the offer submitted by Graham Thomson, Realtor, to sell to the City approximately 11 acres of land on the west side of Lappans Lane, now owned by Mr. McConville, at a price of $1,200. per acre, be accepted, subject to the approval of the Ontario Municipal Board; further, that the necessary Capital Budget funds be transferred from the Provision for Architects Plans for the new police building.

(See By-Law No. 6402) *CARRIED*

23. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the reconstruction of a concrete sidewalk on the east side of Rideau Street from 248.4 ft. north of the C.P.R. spur line northerly 92.3 ft., at a total estimated cost of $783.32 - all owners' share - under the provisions of Section 12 of the Local Improvement Act.

(See By-Law No. 6404) *CARRIED*

Respectfully submitted,

(signed) *E.V. Swain* (CHAIRMAN)
K.A. Keyes
W.T.J. Cook
K.G. Enright
K.W. Matthews
G.N. Speal

UNFINISHED BUSINESS

Ald. Newman requested the following information concerning the new Textile firm which was planning to locate in Kingston:

(1) Name of Plant.

(2) Is it a new plant or is it being moved from another area?

(3) Name of parent company.

(4) Number of subsidiaries and names thereof.

(5) Amount of assistance: municipal, provincial, federal, to be given to the company.

(6) Number to be employed: female? male?

(7) Number of companies union organized.

(8) Rate of pay to be determined by piece work, hourly, salaried?

(9) Where executive and skilled staff are to come from: local labour or outside?

Ald. Keenleyside said that he would obtain answers to these questions for Ald. Newman. The Industrial Commission welcomed industry and was neither pro-union nor anti-union.

Ald. Timmins referred to a report in the July 28th edition of the Kingston Whig-Standard which stated that Kingston, with only one Kingston channel available, was reported to be the only major Ontario city without cable T.V. On the previous Thursday, 21 cable applications from Quebec, 10 from Ontario, 1 from Saskatchewan, 3 from Alberta, and 33 from British Columbia were approved by the Canadian Radio-Television Commission.

UNFINISHED BUSINESS (cont'd)

Ald. Enright said that people were coming to Kingston from other municipalities for general welfare assistance because other municipalities were not shouldering their responsibility under the General Welfare Assistance Act.

Ald. Travers said that this has been going on for years.

Ald. Newman suggested that Kingston was attracting outsiders for welfare assistance because it was living up to the terms of the General Welfare Assistance Act. Persons who were leaving other municipalities and coming to Kingston should be advised that they could appeal against the decision of their municipality if they were not being granted the assistance that they were entitled to.

Ald. Hunter said that a friend of his who had visited various American ports had reported high praise of the Kingston Confederation Basin docking facilities.

Ald. Hunter said that he was sorry to see the office and apartment complex for Bath Road turned down by the Ontario Municipal Board based on a Planning Board report, with the majority vote being based on the vote of appointed members.

Mayor Swain said that the Planning Board recommendation and the Ontario Municipal Board decision declared that the project was premature. There was no final rejection of it.

BY-LAWS

Council consented to the following By-Law amendments:

(1) That By-Law 11 be amended to have the funds provided from Finance contingencies.

(2) That a typographical error in By-Law 16 be corrected, so that Clause 14, Report No. 66 would read "Clause 15, Report No. 66."

(3) That By-Law 17 be withdrawn, as it is a duplication of By-Law 14.

(4) That By-Law 19 be withdrawn, as Clause 8 of the Public Works Committee Report was withdrawn.

(5) That By-Laws 29 and 30, as follows, be added:

(29) A By-Law to Authorize the Acquisition of Certain Land - West Side of Lappans Lane (11 Acres at $1,200. per acre owned by Mr. McConville).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6402)
Clause 22, Report No. 66

(30) A By-Law to Authorize the Reconstruction of a Concrete Sidewalk on the East Side of Rideau Street from 284.4 feet north of the C.P.R. spur line northerly 92.3 feet at a total estimated cost of $783.33 - all owners share - under the provisions of Section 12 of the Local Improvement Act.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6404)
Clause 23, Report No. 66

(a) Moved by Ald. Cook,
Seconded by Ald. Enright,

That By-Laws 1 to 20, excluding By-Laws 17 and 19, plus By-Laws 29 and 30, receive their first reading.

CARRIED

BY-LAWS (cont'd)

(b) Moved by Ald. Hunter,
Seconded by Ald. Keenleyside,

That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 20, excluding By-Laws 17 and 19, plus By-Laws 29 and 30, their second reading.

Ald. Watts, Chairman.

CARRIED

(c) Moved by Ald. Matthews,
Seconded by Ald. Meister,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

(d) Ald. Watts reported that the by-laws had been considered in the Committee of the Whole and received their second reading, with Ald. Matthews opposed to By-Law 14 and Mayor Swain abstaining from voting on By-Law 16.

(e) Moved by Ald. Newman,
Seconded by Ald. Speal,

That Rule 35 be suspended for the purpose of giving By-Laws 12 to 20, excluding By-Laws 17 and 19, their third reading.

CARRIED

(f) Moved by Ald. Keyes,
Seconded by Ald. Matthews,

That By-Laws 12 to 28, excluding By-Laws 17 and 19, be given their third reading.

CARRIED

(1) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (parcel at the north-east corner of Division and Benson Streets, R2, Two Family, to C2 Commercial).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6387)
Clause 1, Report No. 64

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(2) A By-Law to Authorize the Execution of an Agreement with Shell Canada Limited (Conditions re Re-Zoning of the North-East Corner of Division and Benson Streets).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6388)
Clause 1, Report No. 64

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

BY-LAWS (cont'd)

(3) A By-Law to Authorize the Acquisition and Settle the Compensation for Certain Land Expropriated from Mr. Joseph Bujnowski (Division Street Overpass).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6389)
Clause 7, Report No. 66

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(4) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $65,000.00 for the Purchase of an Aerial Ladder Fire Truck.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6390)
Clause 8, Report No. 66.

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(5) A By-Law to Authorize the Sale of Certain Land to Mr. John Agazzi (Industrial Site, Elliot Ave.).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6391)
Clause 11, Report No. 66

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(6) A By-Law to Authorize the Execution of an Agreement with Mr. John Agazzi (Industrial Site, Elliot Ave.).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6392)
Clause 11, Report No. 66

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(7) A By-Law to Authorize the Execution of an Agreement with the Public Utilities Commission (Sewer Easement on Lappan's Lane/Counter Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6393)
Clause 12, Report No. 66

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(8) A By-Law to Authorize the Acquisition of Certain Land from the Federal Government (Reclaimed Water Lot Fronting on Mowat Avenue).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6394)
Clause 13, Report No. 66

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(9) A By-Law to Authorize the Execution of an Amendment to the Agreement with Ontario Housing Corporation dated August 26th, 1968 (New Agreement re 30 Unit Senior Citizen Housing Project).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6395)
Clause 16A, Report No. 66

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

BY-LAWS (cont'd)

(10) A By-Law to Authorize the Reconstruction of a Sidewalk on the South Side of Princess Street from 27 feet West of Alfred Street Westerly 149.10 feet at an Estimated Cost of $1,467.97, under Section 7 of The Local Improvement Act.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6396)
Clause 9, Report No. 66

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(11) A By-Law to Authorize the Construction of an At-Grade Crossing on Dalton Avenue at an Estimated Cost of $5,500.00, as a Charge Against Finance Contingencies.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6397)
Clause 17, Report No. 66

FIRST READING - CARRIED AS AMENDED 15:0
SECOND READING - CARRIED AS AMENDED 15:0

(12) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston Subject to the Provisions of The Highway Traffic Act." Clause 1, (a) (b) (c) (d), Report No. 61.

(THREE READINGS) (PROPOSED NO. 6398)
Clause 1, Report No. 61

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(13) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters."

(THREE READINGS) (PROPOSED NO. 6399)
Clause 1, Report No. 61

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(14) A By-Law to Authorize the Execution of a Proposal and Estimate of Costs and its Submission to the Minister of Highways for the Province of Ontario Pursuant to an Agreement with Her Majesty the Queen in Right of Ontario as Represented by the said Minister Entered into Under Section 11 of The Highway Improvement Act . (Construction of additional lanes, widening, centre boulevards, curbs, gutters, boulevards, storm drainage and intersection improvements in Bath Road from 767 ft. west of Queen Mary Road to 140 ft. west of Palace Road including temporary connections at each end and storm sewer outlets beyond the limits of Bath Road).

(THREE READINGS) (PROPOSED NO. 6386)
Clause 1, Report No. 62

FIRST READING - CARRIED 14:1
SECOND READING - CARRIED 14:1
THIRD READING - CARRIED 14:1
(Ald. Matthews opposed)

BY-LAWS (cont'd)

(15) A By-Law to Authorize the Execution of an Agreement with Kingston Elderly Citizens Homes Limited (Low Rental Housing Project--Wright Crescent).

(THREE READINGS) (PROPOSED NO. 6400)
Clause 17, Report No. 59

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(16) A By-Law to Authorize the Execution of an Agreement with Mr. Maurice E Bruce to Quit Claim Deed (Smith Street Laneway).

(THREE READINGS) (PROPOSED NO. 6401)
Clause 15, Report No. 66

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0
(Mayor Swain abstained from voting)

(17) A By-Law to Authorize the Execution of an Agreement with the Department of Highways (Additional lanes, widening, centre boulevard, curbs, gutters, boulevards, storm drainage and intersection improvements in Bath Road from 767 ft. west of Queen Mary Road to existing pavement at each end and storm sewer outlets beyond the limit of Bath Road).

(THREE READINGS) (PROPOSED NO. 6402)
Clause 1, Report No. 62

WITHDRAWN
(Duplicate of By-Law 14)

(18) A By-Law to Authorize the Execution of an Agreement with Alex Lillis re Delivery and Disposal of Sewage Sludge from the Sewage Treatment Plant.

(THREE READINGS) (PROPOSED NO. 6403)
Clause 6, Report No. 62

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(19) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets," (Paving a Strip on Boulevard at 181 Barrie Street).

(THREE READINGS) (PROPOSED NO. 6404)
Clause 8, Report No. 62

WITHDRAWN
(Clause 8, Report No. 62 WITHDRAWN)

(20) A By-Law to Authorize the Execution of an Agreement with Spada Tile Ltd. (for the construction and reconstruction of sidewalks).

(THREE READINGS) (PROPOSED NO. 6405)
Clause 10, Report No. 62

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

BY-LAWS (cont'd)

(21) A By-Law to Authorize the Execution of an Agreement with Diamond Equipment Rentals Limited (Industrial Site: Dalton Avenue).

(THIRD READING) (NO. 6314)
Clause 5, Report No. 35

THIRD READING - CARRIED 15:0

(22) A By-Law to Authorize the Execution of an Agreement with Joseph Macciochi and Sons (Foot of Mowat Avenue).

(THIRD READING) (NO. 6325)
Clause 2, Report No. 41

THIRD READING - CARRIED 15:0

(23) A By-Law to Authorize the Construction of a Storm Sewer in Fraser Street from Patrick Street to 329 feet West of Montreal Street and in Patrick Street from Fraser Street to 145 feet South of Duff Street Under the Provisions of Section 8 of The Local Improvement Act.

(THIRD READING) (NO. 6334)
Clause 5, Report No. 45

THIRD READING - CARRIED 15:0

(24) A By-Law to Authorize the Execution of an Agreement with the Public Utilities Commission (Fire Department Radio Equipment Building on Elevated Water Tank Site - Tower Street).

(THIRD READING) (NO. 6361)
Clause 2, Report No. 52

THIRD READING - CARRIED 15:0

(25) A By-Law to Authorize the Execution of an Agreement with the Ontario Dental Association (Emergency Dental Welfare Plan).

(THIRD READING) (NO. 6362)
Clause 1, Report No. 56

THIRD READING - CARRIED 15:0

(26) A By-Law to Authorize the Acquisition and Settle the Compensation for Certain Land and Right-of-Way Expropriated from Victoria and Grey Trust Company on the North Side of Brock Street.

(THIRD READING) (NO. 6369)
Clause 9, Report No. 59

THIRD READING - CARRIED 15:0

(27) A By-Law to Authorize the Sale of Land on the North Side of Dalton Avenue to Diamond Equipment Rentals Limited (Industrial Site).

(THIRD READING) (NO. 6315)
Clause 5, Report No. 35

THIRD READING - CARRIED 15:0

(28) A By-Law to Authorize the Execution of an Agreement with Victoria and Grey Trust Company (Land Acquisition - Brock Street at Wellington Street).

(THIRD READING) (NO. 6368)
Clause 9, Report No. 59

THIRD READING - CARRIED 15:0

BY-LAWS (cont'd)

(29) A By-Law to Authorize the Acquisition of Certain Land West Side of Lappans Lane (11 Acres at $1,200.00 per acre owned by Mr. McConville).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6402)
Clause 22, Report No. 66

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(30) A By-Law to Authorize the Reconstruction of a Concrete Sidewalk on the East Side of Rideau Street from 284.4 feet north of the C.P.R. spur line northerly 92.3 feet at a total estimated cost of $783.33 - all owners share - under the provisions of Section 12 of The Local Improvement Act.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6404)
Clause 23, Report No. 66

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

MOTIONS

(1) Moved by Ald. Matthews,
Seconded by Ald. Timmins,

That congratulations of this Council be sent to Miss Faye Gallery for her selection as Queen of the Summer Festival.

CARRIED

(2) Moved by Ald. Watts,
Seconded by Ald. Brightman,

That in view of the report from the Ontario Housing Corporation that they are unable to acquire suitable sites for our City's housing shortage, we therefore recommend to Finance Committee that they consider and negotiate immediately with Central Mortgage and Housing Corporation for the purchase of adequate land within Block S of Calvin Park, for the construction of fifty-two (52) Senior Citizen Units, which are urgently required by the City.

(To be Referred to the Finance and Accounts Committee)

(3) Moved by Ald. Brightman,
Seconded by Ald. Cook,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 10:55 P.M.

(L.S.)

(signed) *T.J. McKibbin*
CLERK-COMPTROLLER

(signed) *E.V. Swain*
MAYOR

Amendment No. 50

to the

Official Plan for the

Kingston Planning Area

This amendment to the Official Plan for the Kingston Planning Area which has been recommended by the City of Kingston Planning Board and adopted by the Council of the City of Kingston, is hereby modified under the provisions of sections 12 and 14 of The Planning Act, as follows:

1. That the section of Sir John A. Macdonald Boulevard between Counter Street and Princess Street be shown with a continuous red line on Schedule "A", as this section of the highway is also in existence.

As thus modified, this amendment is hereby approved pursuant to sections 12 and 14 of The Planning Act, as Amendment No. 50 to the Official Plan for the Kingston Planning Area.

Date: 25/6/69

Minister of Municipal Affairs

EXPLANATORY TEXT

I. PURPOSE OF AMENDMENT

The purpose of this amendment is:

1. To update the Official Plan in regard to Major Streets by providing the City with north-south and east-west expressways, designate one arterial street and five collector streets, and to delete one major street (Schedule A). This amendment is the second stage of approximately five stages to implement a proposed comprehensive and integrated major street classification plan as shown in Appendix #16. First stage was proposed Amendment #49, Concession Street Expressway.

2. To establish a functional street classification in the City and a basis for design standards for each classification (Schedule B).

3. To provide a basis for allocating funds for construction, maintenance and traffic control in accordance with the function and importance of each street.

4. To provide a basis for further studies, analysis and periodic assessment of the function of each street and its effect on the area it serves.

5. To provide for the safe and efficient movement of persons and goods, and to minimize the time, cost and inconvenience of the journey to work, shopping and recreation facilities.

II. LOCATION AND NATURE OF AMENDMENT PROPOSALS

Urban At-Grade Expressways (Appendix 2)

1. Sir John A. Macdonald Boulevard

   - King St. to Counter St. - 130 ft. right-of-way
   - Counter St. to Macdonald-Cartier Freeway - 150 ft. to 320 ft. right-of-way.

2. Bath Road

   - Princess St. to west city limit - 130 ft. right-of-way

Arterial (Appendix 3)

1. Brock Street

   - Alfred St. to Sir John A. Macdonald Boulevard - 66 ft. right-of-way.

Collector (Appendix 4)

1. Union St.

   - King St. to Barrie St. - 66 ft. right-of-way.

2. Portsmouth Avenue

   - King St. to Bath Road - 86 ft. right-of-way
   - Bath Road to Counter St. - 66 ft. right-of-way.

3. Palace Rd.
   - Johnson St. to Bath Rd. - 66 ft. right-of-way.

4. Dalton Avenue
   - Division St. to west city limit - 66 ft. right-of-way.

5. Queen Mary Rd.
   - King St. to Bath Rd. - 86 ft. right-of-way.

To be deleted (Appendix 5)

1. Old Sir John A. Macdonald Boulevard
   - Concession Street to Counter Street.

III. BASIS OF AMENDMENT

General

The proposed amendment for the major street system as shown in Schedule A is based on the following facts: (An East-West expressway running from Princess Street to the East city limit was proposed in Amendment No. 49.)

1. Kingston is one of the oldest cities in Canada, and consequently its existing street system is inadequate to satisfy the inevitable future traffic increase.

2. Many of Kingston's existing streets are lined on both sides with larg trees. Alternatives to widen these streets should be given utmost consideration.

3. The street classification plan (Appendix 6) Plate #23 as recommended in the report "Traffic Study - City of Kingston" prepared by A. D. Margison & Associates is used as a guide and basis for this amendment. Attached as Appendices 7, 8, 9 and 10 are copies of the following plates extracted from the Margison Report:

   Plate 19: Major Desire Lines to and from the Central Business District

   Plate 21: Major Desire Lines excluding Central Business Distr and Through Trips

   Plate A-3: Local and Through Trip Distribution by External Stations - 1981

   Plate A-6: 1981 - 24 Hour Traffic Volumes on the Second Stage Highway Routes.

4. In keeping with the geographic nature of the City and the profusion o trees and parks, high volume facilities, such as urban at-grade expre ways, shall be of the boulevard or parkway type of design.

5. Kingston's major street system shall be related to areas of predomina land use so that where possible trucks associated with industrial are shall be encouraged to travel within such areas and not through resid and commercial areas.

CITY COUNCIL MEETING NO. 16

The Regular Meeting of City Council Will be Held in the Council Chamber on Monday, August 25, 1969, at 8:00 p.m.

ROLL CALL

TABLING OF DOCUMENTS

(1) Statement of Expenditures of the Children's Aid Society of the City of Kingston and County of Frontenac for the period January 1, 1969, to June 30, 1969.

(Note: Copy of Statement previously distributed to each member of Council).

(2) Copy of the 1968 Annual Report of The Canadian Red Cross Society, Ontario Division.

(3) Copy of application from Smith, Smith, Higgins & Megginson, Barristers & Solicitors, for a zone change for the westerly portion of the Marker Acres property from R2 to R3. Gross area of the land concerned is 34.2 acres of which 4.7 will be for roads.

(4) Copy of application from Mr. J. B. Sampson for a zone change for his Franklin Place property from Bb on part of the land to D. The whole parcel would then be under Zone D of By-Law 3077.

(5) Copy of an application to amend the Official Plan for a portion of the Annie Clyde property which is located south of the C.N.R. tracks and west of the proposed extension of Sir John A. Macdonald Blvd. from Industrial to Residential.

(6) Copy of the Audit Report from the Department of Highways on the Road Expenditures for the City of Kingston for the year 1968.

(7) Copy of the Decision of the Ontario Municipal Board in the hearing of an appeal by Alwington Park Incorporated and others against a decision of the Committee of Adjustment of the City of Kingston dated the 8th day of April, 1969, granting an amended application by Zita Dossett.

(8) Complimentary copy of the second printing of the Manual of Uniform Traffic Control Devices for Ontario. It replaces the first printing of the Manual sent in June 1962, except for the Sections on Freeway signing and Pavement Marking. Additional copies of the Manual with binder are available at Eight Dollars each.

(9) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to June, inclusive, 1969:

		1968 Jan. to June		1969 Jan. to June
REVENUE		$270,691.		$258,865.
EXPENDITURES				
Total Operating Expenses:		$341,855.		$357,187.
Less Revenue:	(-)	270,691.	(-)	258,865.
NET OPERATING DEFICIT:		$ 71,164.		$ 98,322.
Plus: Pro-Rated Debenture Charges	(+)	48,867.	(+)	49,698.
TOTAL DEFICIT FOR PERIOD:		$120,031.		$148,020.

(NOTE: Current Adult Fare Schedule introduced July 4, 1966;
Current Student Fare Schedule introduced September 1, 1968).

(10) A copy of a report from the Social Planning Council of Kingston and District Hostel Committee.

MINUTES

That the minutes of City Council Meeting No. 15, held on July 28, 1969, be adopted as printed.

COMMUNICATIONS

To be Filed:

(1) From Mr. Syl Apps, M.P.P., Kingston and the Islands, acknowledging receipt of the Report of the Fire, Legislation and Housing Committee to City Council on the Interim Report on Landlord and Tenant Law.

(2) From the City of Sarnia, acknowledging receipt of the brief from Council pertaining to the report of the Ontario Law Reform Commission covering the relation of landlord and tenant.

Sarnia City Council decided to take no action on the brief.

(3) From Mr. A. A. Wishart, Minister of Justice and Attorney-General, thanking the members of Council for their comments upon the landlord and tenant matters that have been reviewed by the Ontario Law Reform Commission.

(4) From the City of Owen Sound, reporting that the resolution and brief from the City of Kingston with respect to revisions of the Landlord and Tenant Act had been received and filed.

(5) From the City of St. Catharines, acknowledging receipt of a copy of the resolution of the City of Kingston relating to the Interim Report of the Ontario Law Reform Commission with respect to Landlord and Tenant Law.

The Council of the City of St. Catharines forwarded its recommendations with respect to the Report to The Honourable John P. Robarts, Q.C., Prime Minister of Ontario.

(6) From the City of Ottawa, acknowledging receipt of the resolution of the City of Kingston regarding the Interim Report on Landlord and Tenant Law and reporting that the communication has been forwarded to the Board of Control.

(7) From the City of St. Thomas, advising that their Council declined to endorse the City of Kingston's resolution regarding the Interim Report on Landlord and Tenant Law.

To be Referred to the Planning Board and the Finance Committee:

(8) From Mr. J. B. Raine, Manager, Central Mortgage and Housing Corporation, Kingston Office, as follows:

"The whole question of urban renewal is presently under review. The need for a more definitive policy and refined approach, arises out of many considerations, not the least of which are the rigid financial constraints presently imposed upon the Federal Treasury. You may have had notice of the full statement made in this regard by the Honourable Robert Andras, Federal Minister responsible for Housing, at a press conference Thursday, August 14, 1969.

The municipality of Kingston has presently underway the preparation of an urban renewal scheme under section 23A N.H.A. And you will no doubt be concerned about the impact new urban renewal policy, when formulated, may have upon the implementation of your programme.

Until a new well-defined urban renewal policy can be formulated and enunciated the municipality of Kingston will have to elect either to suspend further work or alternatively to complete work while being aware that additional federal funds for the implementation of their programmes may or may not be forthcoming.

It is appreciated, of course, that you will wish to give serious consideration to this matter, but it would be helpful if you could let us know when you have reached a decision."

COMMUNICATIONS (cont'd)

To be Referred to the Planning Board and the Finance Committee (cont'd)

(9) From the City Solicitor, notifying that he had met in Toronto with Mr. A. C. Briggs, O.L.S., Real Estate Branch, Department of Transport (Canada). Mr. Briggs has carried out a study of the Kingston water front, primarily to establish what lands (and lands covered by water) are owned or controlled in some manner by the Crown in right of Canada along the Kingston waterfront.

The City Solicitor proposes to use documents obtained in determining for purposes of the City the title to the property known as the "Kingston Shipyards" property.

(10) From The Honourable E. J. Benson, enclosing a copy of a letter from the office of the Minister of Transport advising that a survey of Federal ownership of property in the Kingston Harbour area has been completed; the Department considers Federal titles are well established; and that a prior examination of applications by the City is therefore unnecessary.

Which Has Been Referred to the Planning Officer:

(11) From the Northern and Central Gas Corporation Limited, enclosing a copy of the Notice of Hearing with regard to the application by Northern and Central Gas Corporation Limited to vary Ontario Energy Board Order E.B.L.O.114 - Barriefield Lateral.

The hearing was held on Wednesday, August 20, 1969, at 10:00 a.m. in the Board Offices, Toronto.

To be Referred to the Public Works Committee:

(12) From the Council of the City of London, requesting endorsement of their resolution regarding contributions to the Suburban Roads Commission.

To be Referred to the Airport Commission:

(13) From Dacon Construction Ltd., requesting the cancellation of the lease of lands from the Kingston Airport Commission, as it is impossible to use these lands for grain crop farming.

To be Filed:

(14) From the City of North Bay, acknowledging receipt of the resolution from the City of Kingston regarding the Landlord and Tenant Act. The resolution was considered and filed.

To be Referred to the Fire, Legislation and Housing Committee:

(15) From the City of Windsor, requesting that the following resolution be endorsed:

"THAT WHEREAS Subsection 3A of Section 150 of the Municipal Act provides for the Presiding Officer of Council to have a second vote in the event of a tie vote to fill a Council vacancy;

AND WHEREAS such an arrangement can scarcely be justified at a period in democratic progress when the concept of one vote per citizen has long been accepted;

AND WHEREAS in a Council where no one member's vote is of value on any other question or issue;

BE IT THEREBY RESOLVED that the Minister of Municipal Affairs be urged to recommend amendment of Subsection 3A of Section 150 of the Municipal Act to provide some other method to break a tie vote where it becomes necessary to fill a Council vacancy."

PETITIONS

REPORTS

REPORT NO. 67

To the Mayor and Members of Council Kingston, August 13th, 1969.

The Traffic and Streets Committee reports and recommends as follows:

1. That By-Law No. 645, "A By-Law to Prohibit the use of Street Allowances
the City of Kingston for Certain Purposes", be amended to provide that notwithstanding
ything to the contrary in By-Law No. 645, the Department of Public Works for Ontario
permitted to construct a five foot wide asphalt sidewalk in the boulevard in front
their property at 181 Barrie Street, such sidewalk to be approximately eight to ten
et from the curb.

Respectfully submitted,

CHAIRMAN

Public Works Report No. 68

August 5, 1969.

the Mayor and Members of Council

ntlemen:

The Public Works Committee recommends as follows -

1. That the account of Gus Marker Block and Tile Ltd., in amount of $1,012.15, r concrete sewer pipe, fittings etc., be paid.

2. That the execution of a connecting link agreement with the Department of ghways for the construction of a full depth pavement in Princess St from Albert to ontenac St., be approved -

Total estimated cost	$24,615.36
Anticipated DHO share	$15,196.40
Local Improvement	$ 3,619.01

3. That the tender of Ruliff Grass Const Ltd for construction of water take, inlet channel and new screen building at the Water Pollution Control Plant be ejected since it was the only tender received and the price submitted is more than 50% gher than the estimate made for the work.

Further, that the Commissioner of Works be authorized to invite quotations r the work from local contractors.

Respectfully submitted,

CHAIRMAN.

The Public Works Committee may present the following clauses:

4. That, as recommended by Mr. M.J. Ewart, Purchasing Agent, the tender of lley Blades Limited in the amount of $2,000.25, tax included, for supply of three 11 et one way Snow Plow Moldboards be accepted, being the lowest tender received.

5. That, the tender of McGinnis and O'Connor Limited in the amount of $32,269.40 r paving and resurfacing of the streets listed in the Information for Tenderers for ntract 69-8W be accepted, being the only tender received and the unit price increase being ly 1.2% over the lowest tender for similar work in 1968.

REPORT NO. 69

To the Mayor and Members of Council

Kingston, Ontario,
July 30, 1969.

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. (1) That Council accept the responsibility for providing whatever amount of emergency shelter, at an estimated cost of $300.00, is needed for families who are residents of Kingston and are unable to find accommodation after:

    (1) their home as been destroyed by fire, wind, or other act of God; or

    (2) their home has for some reason become uninhabitable.

   (2) This emergency shelter would be, if possible, of family or dormitory form, using City property on a temporary basis, with the City to provide cooking facilities.

   (3) Each family using such shelter would be required to pay a minimal rent to cover the cost of operating the shelter for them.

   (4) That either the Social Services Department or the Fire, Legislation and Housing Committee be responsible for the operation of the foregoing policy and that the Parks, Recreation and Property Committee be responsible for the administration of the physical aspects of such shelter.

2. That, as it is this Committee's understanding that the City of Kingston will benefit by the proposed Provincial takeover of the municipal property assessment function, the following resolution of the City of Brantford be NOT endorsed:

"Whereas the proposed provincial takeover of the municipal property assessment function will result in increased costs to Ontario taxpayers; and,

Whereas this takeover was announced with no warning to Municipal Councils, and with no consultation with local authorities;

And Whereas it has been stated fairly regularly by the Government of Ontario that the assessment function would be a responsibility of Regional Government where such is established;

And Whereas the Municipal Assessment departments work with, and their assessment records are essential to the day to day operation of other Municipal departments.

Therefore, be it resolved that:

(1) The Government of Ontario defer its announced intention to assume municipal assessment functions until, at least, it has studied the matter in full consultation with local officials; and

2. (cont'd)

(2) The Government of Ontario pledge itself to assign the assessment function to the regional level of Government once same has been formed."

That the following resolution of the City of Windsor be endorsed:

"WHEREAS Section 97 (1)(a) of The Municipal Act requires the voter at municipal elections to mark his ballot with a cross (X);

AND WHEREAS a large number of ballots are spoiled by the use of checkmarks;

AND WHEREAS the use of the checkmark, when properly placed on the ballot clearly indicates the voter's intention;

THEREFORE BE IT RESOLVED that the Ontario Legislature be urged to amend Section 97 of The Municipal Act to permit the voter to mark his ballot with a cross or a checkmark."

August 22, 1969.

That, as Queen's University have suggested they would welcome some immediate representation from the City, Ald. John Meister be appointed as the City's representative on the Queen's University emergency housing committee.

WHEREAS there is a severe shortage of low rental housing in the City of Kingston, which is being further diminished by the influx of students into this City, and

WHEREAS some families of this City are being evicted purely to accommodate groups of students who can collectively afford to pay astronomical rents;

THEREFORE BE IT RESOLVED that the Queen's University Placement and Housing Office be requested to delete from its listings any properties which are known to be owned by landlords who increase the rents exhorbitantly in order to evict families and rent to students.

That the following resolution of the City of Port Colborne be endorsed:

"THAT WHEREAS the abandonment of used motor vehicles on streets or on private properties is a hazard to health and depreciates all properties adjacent to such vehicles, and

WHEREAS Ontario Legislation does not appear to clearly define the powers of a municipality to cause the removal of such vehicles,

THEN BE IT RESOLVED THAT - the Government of Ontario be requested to enact such legislation."

7. That no action be taken on the following resolution:

"WHEREAS the practice of property qualification for determining the right of a citizen to vote in municipal elections is an antiquated and non-democratic hangover from our rural past which does not reasonably apply to a society in which an increasing number of people are not property owners, and in which the ownership of residential property is becoming increasingly corporate rather than personal;

AND WHEREAS the Government of Canada and the Government of Ontario have rejected such qualifications in favour of age, residence and nationality qualifications;

THEREFORE BE IT RESOLVED that the Government of Ontario be urged to adopt a policy and practice of 'one man - one vote' and that all property qualifications as presently contained in the Ontario Municipal Act and the Voters' List Act be repealed;

AND that this resolution be circulated to other Ontario municipalities for endorsement."

The Fire, Legislation and Housing Committee may present the following clause:

8. That, as requested by the Social Planning Council of Kingston and District, the week from September 22 to September 27, 1969 be proclaimed as "Social Planning Council of Kingston and District Week" in Kingston.

Respectfully submitted,

CHAIRMAN

THERE ARE NO

REPORTS NO. 70 OR 71

REPORT NO. 72

To the Mayor and Members of Council Kingston, August 13, 1969

The Committee on Finance and Accounts reports and recommends as follows:

1. That List of Accounts No. 6, dated June 30, 1969, in the amount of $7,078,615.01 for expenditures incurred under proper authorization be confirmed.

   (Note: Copies of List of Accounts distributed to all members of Council on July 25, 1969).

2. WHEREAS the City of Kingston supports the efforts of the Ontario Municipal Association and the Association of Ontario Mayors and Reeves towards obtaining an assumption of 80% of all costs of education by the Province of Ontario;

   AND WHEREAS the system of County Boards of Education has not been operating for a long enough period to be properly evaluated;

   THAT the following resolution of the City of Brockville be NOT endorsed:

   WHEREAS the Provincial Government of Ontario did pass Bill 44 in the year 1968 stating that all local School Boards should be amalgamated into Regional Boards of Education in each County, this to be effective on January 1, 1969;

   AND WHEREAS this was made effective without any consultations with the various Municipalities where local School Boards were operating and co-operating with the various Municipal Councils;

   AND WHEREAS this implementation of Regional Boards of Education has been the result of a very large increase in the mill rate in the City of Brockville and most other Municipalities in Ontario;

   AND WHEREAS in the City of Brockville, due to the Regional Board of Education in Leeds County, the Education Tax for the rate payers has exceeded the tax rate for the City's Administration Budget;

   AND WHEREAS the total cost of Education for 1969, arrived at by the Board of Education for Leeds and Grenville Counties, shows an increase to the City of Brockville of 26.13%;

   AND WHEREAS approximately thirteen per cent of our citizens are Senior Citizens on a fixed income, and find it a very great hardship to meet this large increase in taxes;

   THEREFORE BE IT RESOLVED that the Provincial Government of Ontario rescind Bill 44 and revert back to the local School Board system, and that the Provincial Government pay 80% of the total cost of Education;

   AND FURTHER BE IT RESOLVED THAT if the Provincial Government fails to rescind Bill 44, that they, the Provincial Government, having taken away local autonomy from the Municipalities by the enacting of this Bill, assume the full cost of Education and thereby relieve the Municipalities of this very expensive undertaking.

3. That, as recommended by the Social Services Committee because of the continued increase in the number of persons applying for General Welfare Assistance, authority be granted to the employment of an additional case worker in the Social Services Department as soon as possible (Salary Range: $5,725. to $6,955. - 50% of which is subsidized), there being funds available in the Social Services budget for this purpose.

(Ald. Speal opposed)

4. That, as recommended by the Kingston Area Airport Commission:

   (a) approval be granted to utilization of the Commission's estimated 1969 surplus of $4,000. and 1969 funds for contingencies in the amount of $9,000. for financing part of the cost of the proposed runway extension, and

   (b) the City's per capita share of the balance of the cost required for runway extension and lighting of the runway in the amount of $16,000. be authorized for payment to the Kingston Area Airport Commission,

   all on the understanding:

   (i) that the Township of Kingston also agrees and provides their per capita share of the cost in the amount of $4,000., and

   (ii) that a license for a regularly scheduled air service at the Norman Rogers Airport requiring the runway extension is issued by the Department of Transport (Canada);

   -and-

   That the following budget appropriation amendment be approved with $8,000. to be provided for the above purpose in the 1970 Budget:

	Increase	Decrease
AIRPORT COMMISSION		
Capital Expenditure - Runway Extension (City Share):	$16,000.	-
FINANCE		
Contingencies	-	$8,000.
1970 Deferred Charge to Finance - "Contributions to Capital Expenditures from Current Revenue"	-	$8,000.

5. That, as recommended by the Public Works Committee, a by-law be presented to Council to amend By-Law No. 6379, "A By-Law to Authorize the Execution of an Agreement with the Canadian Pacific Railway Company (Pipe Crossing - Mileage 102.2, Kingston Subdivision - Fraser Street Storm Outlet Sewer)" to delete Drawing No. A-511-R-1 and substitute Drawing No. A-511-R-1 *Revised July 15, 1969*, to provide for the use of Class "B" bedding under the 72" sewer pipe as agreed to by the C.P.R. (and at a lower cost to the City).

6. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of a Connecting Link Agreement with the Ontario Department of Highways for the construction of a full depth pavement in Princess Street from Albert to Frontenac Street.

Estimated D.H.O. Share:	$15,196.40
Owner's Share by Local Improvement:	3,619.01
City's Share:	5,799.95
Total Estimated Cost:	$24,615.36

6. (cont'd)

Note: (1) By-Law No. 6045 authorizing the work provides only for a total of $22,000.

(2) In the *1970* *Capital Budget there is provision for an additional $8,000. for this work on assumption it would not be eligible for connecting link subsidy.*

7. That Clause 16, Report No. 13 (1969) be amended to read as follows:

16. That a by-law be presented to Council to authorize the lease of the City owned land on Adelaide Street now being used for "school grounds" purposes, 295' frontage, more or less, x 248' depth, more or less, and being Lots 36, 37, 38, 39, 51, 52, 59, 60, and closed street allowance as shown on Plan B-12, to the Frontenac County Board of Education for the sum of $1.00 per year for 25 years, *with an option to renew the lease for a further period of 25 years on the same terms and conditions,* on terms to be arranged with the Board of Education and reported to Council, *on the understanding:*

(a) That the property would not be built upon by the Board of Education.

(b) That the property would be developed by the Board in conjunction and in co-operation with the Parks, Recreation and Property Committee, with maintenance to be the responsibility of the Board.

(c) That there would be right of access by the public to the property after school hours, and

(d) That the Board of Education would have right of first refusal to purchase the property upon termination of the lease.

(*Ald. Speal opposed*)

8. That, as recommended by the Personnel Officer:

(a) The position of Foreman - Roads and Winter Control be increased under job evaluation by 10 points, based on the average size of the work force involved, which will place Mr. R. Chamberlain in Group 12,

and

Mr. R. Chamberlain's salary be increased to $8,455. per year retroactive to January 1, 1969;

(b) Mr. J. Black, the Foreman - Sidewalks, be advanced in the salary progression system by 2 steps to the current range maximum of Group 11, i.e., to $7,705. per year, with effect from January 1, 1969;

(c) the position of Foreman - Sewer remain as now evaluated; and

(d) the position of Foreman - Garbage remain as now evaluated.

(*Ald. Keyes opposed*)

9. WHEREAS in 1955 the City expropriated 0.058 acres of land in the Township of Pittsburgh on the east shore of the Great Cataraqui River from the Estate of George and Mary Muller for the Barriefield Sewage Forcemain. (Subsequently this property was also utilized by the P.U.C. for the location of the watermain which crosses the Cataraqui River).

AND WHEREAS the Executors of the Muller Estate, represented by Mr. C. M. Smith have now offered to settle for $235.00 IF the City would take an EASEMENT over the property instead of TITLE.

9. (cont'd)

AND WHEREAS the City Engineering Department and the P.U.C., whose watermain is located on the property, agree that an EASEMENT, instead of title, would be sufficient.

THAT:

(a) pursuant to the provisions of *The Expropriations Act, 1968-69*, authorization be given for the Corporation of the City of Kingston to abandon its 1955 expropriation of the lands of the Estate of George and Mary Muller, SAVE AND EXCEPT FOR AN EASEMENT OVER ALL OF THE PROPERTY FOR SEWER AND WATERMAIN CONSTRUCTION AND MAINTENANCE, and

(b) a by-law be presented to Council to settle the compensation payable for the easement for the sewer and watermain for construction and maintenance purposes retained in the 0.058 acres of land of the Estate of George and Mary Muller, in the Township of Pittsburgh, and for all other claims whatsoever of the Estate, as the sum of $325.00.

10. That a by-law be presented to Council to amend By-Law No. 5968, "A By-Law to Authorize the Execution of an Agreement with the Public Utilities Commission of the City of Kingston, the Corporation of the Township of Pittsburgh and Her Majesty the Queen (Water Supply: Pittsburgh Township)" to provide for substitution of an Agreement AS REVISED BY THE DEPARTMENT OF NATIONAL DEFENSE (a copy of which revised agreement was distributed to all members of Council with the Finance Committee Agenda) on the understanding that:

(a) Clause 12, at end of clause, should be further amended by deleting reference to the High School and substitute "Water Area", and

(b) a further clause should be inserted in the final agreement covering termination of the agreement at one year's notice by any of the parties.

11. That, as concurred in by Local 498, The Kingston Fire Fighters' Association, a by-law be presented to Council to authorize the execution of an agreement with Local 498, The Kingston Fire Fighters' Association for the calendar year 1969, in accordance with Schedule "A" attached to the minutes of Finance and Accounts Committee Meeting No. 36 on file in the office of the Clerk-Comptroller, subject to approval of the amendments to By-Law No. 23 detailed on the said Schedule "A".

12. That the following budget appropriation amendment be approved in order to provide additional funds to implement the job evaluation programme for Police Clerical Staff for 1969:

	Increase	Decrease
POLICE DEPARTMENT		
PERSONAL SERVICES - Salaries Office Staff:	$2,847.	-
FINANCE		
Contingencies	-	$2,847.

13. That by-laws be presented to Council to provide for the borrowing upon debentures of the following sums to consolidate the following Local Improvements:

Sanitary Sewers	15 years @ 8 3/4%	$107,700.00
Storm Sewers	15 years @ 8 3/4%	54,400.00
Consolidation No. 46	15 years @ 8 3/4%	$162,100.00

Respectfully submitted,

(CHAIRMAN)

The Finance Committee may present the following clauses:

14. That, as requested by the Public Utilities Commission of the City of Kingston, a by-law be presented to Council to authorize improvements to the Water Purification Plant on King Street (Phase II - Second Water Intake) at an estimated cost of $838,000.

    (Note: Provision for this expenditure is included in the 1969 Capital Budget Quota).

15. That, as requested by the Public Utilities Commission of the City of Kingston, permission be granted to the Commission to charge the sum of $56,700.00 to the Water Department Special Reserve Fund to pay for the cost of installing the following watermains, instead of issuing debentures:

(a) 8" - Elmwood Road from Westview Drive 280' westerly:	$ 5,700.00
(b) 16" - Wellington St. from Princess to Queen Street, -and- Queen Street from Wellington to Ontario Street:	51,000.00
TOTAL:	$56,700.00

16. That a by-law be presented to Council to authorize the execution of an agreement with Queen's University for the installation and operation of a steam heating line in the City's streets between the main campus and the west campus of Queen's University.

    (Note: Copy of proposed agreement distributed to all members of Council with the Finance Committee Agenda for August 25th meeting).

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 11 receive their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 11 their second reading.

Ald. Brightman, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Laws 7 to 11 their third reading.

(e) That By-Laws 7 to 21 be given their third reading.

(1) A By-Law to Authorize the Execution of an Agreement with the Frontenac County Board of Education (Lease - Frontenac Public School Grounds - Adelaide Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6409)
Clause 16, Report No. 13
and
Clause 7, Report No. 72

(2) A By-Law to Settle the Compensation Payable for an Easement for Sewer and Watermain Construction and Maintenance in Land of the Estate of George Muller and Mary Muller, in the Township of Pittsburgh.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6410)
Clause 9, Report No. 71

(3) A By-Law to Amend By-Law No. 5968, "A By-Law to Authorize the Execution of an Agreement with the Public Utilities Commission of the City of Kingston, the Corporation of the Township of Pittsburgh and Her Majesty the Queen (Water Supply: Pittsburgh Township)" (Revised Agreement).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6411)
Clause 10, Report No. 72

(4) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $54,400.00 for the Construction of Storm Sewers.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6406)
Clause 13, Report No. 72

(5) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $107,700.00 for the Construction of Sanitary Sewers.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6407)
Clause 13, Report No. 72

(6) A By-Law to Consolidate the Sums Authorized by Certain Money By-Laws Into One Sum of $162,100.00 and to Borrow Same by the Issue of Debentures Therefor (Local Improvements Consolidation No. 46).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6408)
Clause 13, Report No. 72

(7) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes". (Sidewalk: 181 Barrie Street).

(THREE READINGS) (PROPOSED NO. 6412)
Clause 1, Report No. 67

(8) A By-Law to Amend By-Law No. 6307, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1969-1973)". (REVISION No. 3).

(THREE READINGS) (PROPOSED NO. 6413)
Clause 22, Report No. 66

(9) A By-Law to Amend By-Law No. 6379, "A By-Law to Authorize the Execution of an Agreement with the Canadian Pacific Railway Company (Pipe Crossing - Mileage 102.2, Kingston Subdivision - Fraser Street Storm Outlet Sewer)" (Revised Plan).

(THREE READINGS) (PROPOSED NO. 6414)
Clause 5, Report No. 72

(10) A By-Law to Authorize the Execution of a Proposal and Estimate of Costs and its Submission to the Minister of Highways for the Province of Ontario Pursuant to an Agreement with Her Majesty the Queen in Right of Ontario as Represented by the said Minister Entered into under Section 22 of The Highway Improvement Act.

(THREE READINGS) (PROPOSED NO. 6415)
Clause 6, Report No. 72

Note: For full depth pavement in Princess Street from Albert to Frontenac St.

(11) A By-Law to Authorize the Execution of an Agreement with Local 498, The Kingston Fire Fighters' Association (1969 Agreement).

(THREE READINGS) (PROPOSED NO. 6416)
Clause 11, Report No. 72

(12) A By-Law to Authorize the Execution of an Agreement with Mr. Maas Dirksen (Industrial Site - Elliot Avenue).

(THIRD READING) (NO. 6343)
Clause 10, Report No. 45

(Note: Amended on Third Reading to be an agreement with Mr. Dirksen instead of Mrs. Dirksen).

(13) A By-Law to Authorize the Sale of Land to Mr. Maas Dirksen (Industrial Site - Elliot Avenue).

(THIRD READING) (NO. 6344)
Clause 10, Report No. 45

(Note: Amended on Third Reading to make Sale to Mr. Dirksen instead of Mrs. Dirksen).

(14) A By-Law to Authorize the Installation of Street Lighting on Johnson Street from 33 Feet West of Roden Street to Portsmouth Avenue Under the Provisions of Section 12 of *The Local Improvement Act.*

(THIRD READING) (NO. 6349)
Clause 3, Report No. 51

(15) A By-Law to Authorize the Construction of an Asphalt Sidewalk on the South Side of Princess Street from Hillendale Avenue Easterly 359.47 Feet Under the Provisions of Section 12 of *The Local Improvement Act.*

(THIRD READING) (NO. 6350)
Clause 4, Report No. 51

(16) A By-Law to Authorize the Reconstruction of Certain Sidewalks Under the Provisions of Section 12 of *The Local Improvement Act.*

(THIRD READING) (NO. 6351)
Clause 5, Report No. 51

(Note: Amended on Third Reading to delete reconstruction of sidewalk on Ontario and Brock Streets).

(17) A By-Law to Authorize the Execution of an Agreement with Laking Motel Company Limited (Industrial Site - Dalton Avenue).

(THIRD READING) (NO. 6366)
Clause 4, Report No. 59

(18) A By-Law to Authorize the Sale of Certain Land to Laking Motel Company Limited (Industrial Site - Dalton Avenue).

(THIRD READING) (NO. 6367)
Clause 4, Report No. 59

(19) A By-Law to Authorize the Execution of an Agreement with the Public Utilities Commission (Sewer Easement on Lappan's Lane/Counter Street).

(THIRD READING) (NO. 6393)
Clause 12, Report No. 66

(20) A By-Law to Authorize the Execution of an Amendment to the Agreement with Ontario Housing Corporation dated August 26th, 1968 (New Agreement re 30 Unit Senior Citizen Housing Project).

(THIRD READING) (NO. 6395)
Clause 16A, Report No. 66

(21) A By-Law to Authorize the Construction of an At-Grade Crossing on Dalton Avenue at an Estimated Cost of $5,500.00, as a Charge to Finance Contingencies.

(THIRD READING) (NO. 6397)
Clause 17, Report No. 66

MOTIONS:

CITY COUNCIL MEETING NO. 16

The Regular Meeting of City Council Was Held in the Council Chamber on Monday, August 25, 1969, at 8:13 p.m., His Worship Mayor Swain presiding.

ROLL CALL

Mayor Swain, Ald. Brightman, Ald. Cook, Ald. Enright, Ald. Hunter, Ald. Keenleyside, Ald. Keyes, Ald. Kuyek, Ald. Matthews, Ald. Meister, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts. (15)

TABLING OF DOCUMENTS

(1) Statement of Expenditures of the Children's Aid Society of the City of Kingston and County of Frontenac for the period January 1, 1969, to June 30, 1969.

(Note: Copy of Statement previously distributed to each member of Council).

(2) Copy of the 1968 Annual Report of The Canadian Red Cross Society, Ontario Division.

(3) Copy of application from Smith, Smith, Higgins & Megginson, Barristers & Solicitors, for a zone change for the westerly portion of the Marker Acres property from R2 to R3. Gross area of the land concerned is 34.2 acres of which 4.7 will be for roads.

(4) Copy of application from Mr. J. B. Sampson for a zone change for his Franklin Place property from Bb on part of the land to D. The whole parcel would then be under Zone D of By-Law 3077.

(5) Copy of an application to amend the Official Plan for a portion of the Annie Clyde property which is located south of the C.N.R. tracks and west of the proposed extension of Sir John A. Macdonald Blvd. from Industrial to Residential.

(6) Copy of the Audit Report from the Department of Highways on the Road Expenditures for the City of Kingston for the year 1968.

(7) Copy of the Decision of the Ontario Municipal Board in the hearing of an appeal by Alwington Park Incorporated and others against a decision of the Committee of Adjustment of the City of Kingston dated the 8th day of April, 1969, granting an amended application by Zita Dossett.

(8) Complimentary copy of the second printing of the Manual of Uniform Traffic Control Devices for Ontario. It replaces the first printing of the Manual sent in June 1962, except for the Sections on Freeway signing and Pavement Marking. Additional copies of the Manual with binder are available at Eight Dollars each.

(9) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to June, inclusive, 1969:

	1968 Jan. to June	1969 Jan. to June
REVENUE	$270,691.	$258,865.
EXPENDITURES		
Total Operating Expenses:	$341,855.	$357,187.
Less Revenue:	(-) 270,691.	(-) 258,865.
NET OPERATING DEFICIT:	$ 71,164.	$ 98,322.
Plus: Pro-Rated Debenture Charges	(+) 48,867.	(+) 49,698.
TOTAL DEFICIT FOR PERIOD:	$120,031.	$148,020.

(NOTE: Current Adult Fare Schedule introduced July 4, 1966;
Current Student Fare Schedule introduced September 1, 1968).

(10) A copy of a report from the Social Planning Council of Kingston and District Hostel Committee.

MINUTES

Moved by Ald. Hunter,
Seconded by Ald. Keenleyside,

That the minutes of City Council Meeting No. 15, held on July 28, 1969, be adopted as printed.
CARRIED

COMMUNICATIONS

To be Filed:

(1) From Mr. Syl Apps, M.P.P., Kingston and the Islands, acknowledging receipt of the Report of the Fire, Legislation and Housing Committee to City Council on the Interim Report on Landlord and Tenant Law.

(2) From the City of Sarnia, acknowledging receipt of the brief from Council pertaining to the report of the Ontario Law Reform Commission covering the relation of landlord and tenant.

Sarnia City Council decided to take no action on the brief.

(3) From Mr. A. A. Wishart, Minister of Justice and Attorney-General, thanking the members of Council for their comments upon the landlord and tenant matters that have been reviewed by the Ontario Law Reform Commission.

(4) From the City of Owen Sound, reporting that the resolution and brief from the City of Kingston with respect to revisions of the Landlord and Tenant Act had been received and filed.

(5) From the City of St. Catharines, acknowledging receipt of a copy of the resolution of the City of Kingston relating to the Interim Report of the Ontario Law Reform Commission with respect to Landlord and Tenant Law.

The Council of the City of St. Catharines forwarded its recommendations with respect to the Report to The Honourable John P. Robarts, Q.C., Prime Minister of Ontario.

(6) From the City of Ottawa, acknowledging receipt of the resolution of the City of Kingston regarding the Interim Report on Landlord and Tenant Law and reporting that the communication has been forwarded to the Board of Control.

(7) From the City of St. Thomas, advising that their Council declined to endorse the City of Kingston's resolution regarding the Interim Report on Landlord and Tenant Law.

To be Referred to the Planning Board and the Finance Committee:

(8) From Mr. J. B. Raine, Manager, Central Mortgage and Housing Corporation, Kingston Office, as follows:

"The whole question of urban renewal is presently under review. The need for a more definitive policy and refined approach, arises out of many considerations, not the least of which are the rigid financial constraints presently imposed upon the Federal Treasury. You may have had notice of the full statement made in this regard by the Honourable Robert Andras, Federal Minister responsible for Housing, at a press conference Thursday, August 14, 1969.

The municipality of Kingston has presently underway the preparation of an urban renewal scheme under section 23A N.H.A. And you will no doubt be concerned about the impact new urban renewal policy, when formulated, may have upon the implementation of your programme.

Until a new well-defined urban renewal policy can be formulated and enunciated the municipality of Kingston will have to elect either to suspend further work or alternatively to complete work while being aware that additional federal funds for the implementation of their programmes may or may not be forthcoming.

It is appreciated, of course, that you will wish to give serious consideration to this matter, but it would be helpful if you could let us know when you have reached a decision."

UNICATIONS (cont'd)

To be Filed:

From the Borough of Etobicoke acknowledging receipt of Council's resolution concerning the Ontario Law Reform Commission Interim Report on Landlord and Tenant Law and notifying that the Council of the Borough of Etobicoke has referred the resolution to their Borough Solicitor.

To be Referred to the Finance and Accounts Committee:

From the City of St. Catherines requesting endorsation of their following resolution:

"WHEREAS the Committee established by the Legislature to inquire into and report upon matters dealing with conflicts of interest of public employees had reported its deliberations and recommendations to the Prime Minister of Ontario; and

WHEREAS newspaper reports have indicated that legislation relating to the report will be among the bills to be presented to the Legislature early in the sittings commencing in September; and

WHEREAS it appears that elected and appointed municipal officials who will be most directly affected thereby have little knowledge of the Report and have had no opportunity of expressing their views thereon;

THEREFORE BE IT RESOLVED that the Council of the City of St. Catherines petition the Prime Minister and the Government of Ontario to solicit the views of municipalities and other interested groups and individuals before proceedings with the proposed legislation".

To be Referred to the Fire, Legislation and Housing Committee:

) From Mr. Marty Silverstein, Grievance Chairman, the Association for Tenants Action, Kingston, submitting a brief on the rising rent crisis in Kingston.

ITIONS

Ald. Kuyek presented the following petition on behalf of the Hewett's Tenants' Union, having 210 signatures:

A TAXPAYERS PETITION TO CITY COUNCIL

We, the undersigned taxpayers of the City of Kingston, urge the City Council to take a strong stand in support of Hewett's Tenants' Union. We are aware that approximately 50% of Mr. Hewett's tenants receive welfare, and it is we who have had to subsidize Mr. Hewett as a slum landlord through our taxes. Those of us who are property owners have an additional concern since the existence of slum tenements such as Mr. Hewett's greatly reduce the value of the surrounding property.

(Referred to the Fire, Legislation and Housing Committee)

PORTS

Ald. Speal presented Report No. 67 of the Traffic and Streets Committee as follows.

Council consented to the addition of clause 2 for presentation to Council.

Moved by Ald. Speal, seconded by Ald. Vosper, That Report No. 67 of the Traffic and Streets Committee be received and adopted clause by clause.

REPORT NO. 67

To the Mayor and Members of Council Kingston, August 13, 1969

The Traffic and Streets Committee reports and recommends as follows:

That By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes", be amended to provide that notwithstanding anything to the contrary in By-Law No. 645, the

COMMUNICATIONS (cont'd)

To be Referred to the Planning Board and the Finance Committee (con

(9) From the City Solicitor, notifying that he had met in Toronto with Mr. A. C. Briggs, O.L.S., Real Estate Branch, Department of Transpo (Canada). Mr. Briggs has carried out a study of the Kingston water primarily to establish what lands (and lands covered by water) are or controlled in some manner by the Crown in right of Canada along Kingston waterfront.

The City Solicitor proposes to use documents obtained in determinin for purposes of the City the title to the property known as the "Ki Shipyards" property.

(10) From The Honourable E. J. Benson, enclosing a copy of a letter from office of the Minister of Transport advising that a survey of Feder ownership of property in the Kingston Harbour area has been complet the Department considers Federal titles are well established; and t prior examination of applications by the City is therefore unnecess

Which Has Been Referred to the Planning Officer:

(11) From the Northern and Central Gas Corporation Limited, enclosing a of the Notice of Hearing with regard to the application by Northern Central Gas Corporation Limited to vary Ontario Energy Board Order E.B.L.O. 114 - Barriefield Lateral.

The hearing was held on Wednesday, August 20, 1969, at 10:00 a.m. i the Board Offices, Toronto.

To be Referred to the Public Works Committee:

(12) From the Council of the City of London, requesting endorsement of t resolution regarding contributions to the Suburban Roads Commission

To be Referred to the Airport Commission:

(13) From Dacon Construction Ltd., requesting the cancellation of the le lands from the Kingston Airport Commission, as it is impossible to these lands for grain crop farming.

To be Filed:

(14) From the City of North Bay, acknowledging receipt of the resolution the City of Kingston regarding the Landlord and Tenant Act. The re was considered and filed.

To be Referred to the Fire, Legislation and Housing Committee:

(15) From the City of Windsor, requesting that the following resolution endorsed:

"THAT WHEREAS Subsection 3A of Section 150 of the Municipal Act pro for the Presiding Officer of Council to have a second vote in the e of a tie vote to fill a Council vacancy;

AND WHEREAS such an arrangement can scarcely be justified at a peri democratic progress when the concept of one vote per citizen has lo been accepted;

AND WHEREAS in a Council where no one member's vote is of value on other question or issue;

BE IT THEREBY RESOLVED that the Minister of Municipal Affairs be ur to recommend amendment of Subsection 3A of Section 150 of the Munic Act to provide some other method to break a tie vote where it becom necessary to fill a Council vacancy."

Traffic & Streets Report No. 67 (cont'd)

1. (cont'd)

Department of Public Works for Ontario be permitted to construct a five foot wide asphalt sidewalk in the boulevard in front of their property at 181 Barrie Street, such sidewalk to be approximately eight to ten feet from the curb.

(See By-Law No. 6412) *CARRIED*

2. That by-laws be presented to Council to provide:

   (a) that the street allowance as shown on Plan 19 upon which the house at 86 Maple Street is constructed be stopped up for a distance of 81 feet south of Elliott Avenue and being 17 feet west of Maple Street, pursuant to Section 459 of the Municipal Act; and,

   (b) that the price at which the foregoing portion of the street allowance is offered for sale be $1.00 pursuant to Section 477 of the Municipal Act.

NOTE: The southerly portion of this road allowance was recently closed and deeded to the estate of Elizabeth Brown.

(See By-Laws Nos. 6421 and 6422) *CARRIED*

Respectfully submitted,

(signed) *George N. Speal* (CHAIRMAN)
Geo. W. Vosper
V. C. Brightman
H. G. Hunter
D. J. Travers

Ald. Keyes presented Report No. 68 of the Committee on Public Works as follows.

Council consented to the addition of clauses 4 and 5 for presentation to Council.

Moved by Ald. Keyes, seconded by Ald. Hunter, That Report No. 68 of the Committee on Public Works be received and adopted clause by clause.

REPORT NO. 68

To the Mayor and Members of Council Kingston, August 5, 1969

The Public Works Committee recommends as follows:

1. That the account of Gus Marker Block and Tile Ltd., in amount of $1,012.15, for concrete sewer pipe, fittings etc., be paid.

CARRIED

2. That the execution of a connecting link agreement with the Department of Highways for the construction of a full depth pavement in Princess Street from Albert to Frontenac Street, be approved:

Total estimated cost:	$24,615.36
Anticipated DHO share:	$15,196.40
Local Improvement:	$ 3,619.01

(See By-Law No. 6415) *CARRIED*

3. That the tender of Ruliff Grass Const. Ltd. for construction of water intake, inlet channel and new screen building at the Water Pollution Control Plant be rejected since it was the only tender received and the price submitted is more than 50% higher than the estimate made for the work.

Further, that the Commissioner of Works be authorized to invite quotations for the work from local contractors.

CARRIED

Public Works Committee Report No. 68 (cont'd)

4. That, as recommended by Mr. M. J. Ewart, Purchasing Agent, the tender of Valley Blades Limited in the amount of $2,000.25, tax included, for supply of three 11 foot one-way Snow Plow Moldboards be accepted, being the lowest tender received.

CARRIED

5. That, the tender of McGinnis and O'Connor Limited in the amount of $32,269.40 for paving and resurfacing of the streets listed in the Information for Tenderers for Contract 69-8W be accepted, being the only tender received and the unit price increase being only 1.2% over the lowest tender for similar work in 1968.

(See By-Law No. 6417) *CARRIED*

Respectfully submitted,

(signed) K. A. Keyes (CHAIRMAN)
H. G. Hunter
D. G. Timmins
Geo. W. Vosper
E. Watts

Ald. Matthews presented Report No. 69 of the Committee on Fire, Legislation and Housing as follows.

Council consented to the amendment of Clause 1 by deleting the word "Department" from the first line of sub-clause (4) and substituting therefor the word "Committee".

Council also consented to the addition of clause 8 for presentation to Council.

Moved by Ald. Matthews, seconded by Ald. Travers, That Report No. 69 be received and adopted clause by clause.

REPORT NO. 69

To the Mayor and Members of Council Kingston, July 30, 1969

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. (1) That Council accept the responsibility for providing whatever amount of emergency shelter, at an estimated cost of $300.00, is needed for families who are residents of Kingston and are unable to find accommodation after:

    (1) their home has been destroyed by fire, wind, or other act of God; or

    (2) their home has for some reason become uninhabitable.

   (2) This emergency shelter would be, if possible, of family or dormitory form, using City property on a temporary basis, with the City to provide cooking facilities.

   (3) Each family using such shelter would be required to pay a minimal rent to cover the cost of operating the shelter for them.

   (4) That either the Social Services ~~Department~~ Committee or the Fire, Legislation and Housing Committee be responsible for the operation of the foregoing policy and that the Parks, Recreation and Property Committee be responsible for the administration of the physical aspects of such shelter.

(See following motions)

Fire, Legislation & Housing Report No. 69 (cont'd)

Moved by Ald. Kuyek, seconded by Ald. Meister, That Clause 1, Report No. 69 be amended by deleting sub-clauses (3) and (4) and substituting the following as sub-clauses (3), (4) and (5):

(3) they have been legally evicted by the bailiff;

(4) they have been locked out by the sheriff;

(5) their rent has been raised beyond any remote ability to pay. (Such ability to pay to be determined by the Social Services Committee by a means test).

LOST 2:13

Moved by Ald. Speal, seconded by Ald. Keyes, That Clause 1, Report No. 69 be amended to delete sub-clause (1), paragraph (2); sub-clause (2); sub-clause (3); and sub-clause (4).

LOST 3:12

Ald. Kuyek requested a recorded vote.

(See Recorded Vote)

(See the following motion of amendment which was LOST)

YEAS: Ald. Hunter, Ald. Keyes, Ald. Speal.

NAYS: Mayor Swain, Ald. Brightman, Ald. Cook, Ald. Enright, Ald. Keenleyside, Ald. Kuyek, Ald. Matthews, Ald. Meister, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts.

Moved by Ald. Keyes, seconded by Ald. Cook, That the motion of Ald. Speal and Ald. Keyes be amended to delete the words "sub-clause (2); sub-clause (3); and sub-clause (4)".

LOST 3:12

Moved by Ald. Vosper, seconded by Ald. Keenleyside, That Clause 1, Report No. 69 be referred back to the Fire, Legislation and Housing Committee.

LOST 2:13

Clause 1, Report No. 69 was then considered as follows:

1. (1) That Council accept the responsibility for providing whatever amount of emergency shelter, at an estimated cost of $300.00, is needed for families who are residents of Kingston and are unable to find accommodation after:

   (1) their home has been destroyed by fire, wind or other act of God; or

   (2) their home has for some reason become uninhabitable.

   (2) This emergency shelter would be, if possible, of family or dormitory form, using City property on a temporary basis, with the City to provide cooking facilities.

   (3) Each family using such shelter would be required to pay a minimal rent to cover the cost of operating the shelter for them.

   (4) That either the Social Services Committee or the Fire, Legislation and Housing Committee be responsible for the operation of the foregoing policy and that the Parks, Recreation and Property Committee be responsible for the administration of the physical aspects of such shelter.

CARRIED 10:5

Ald. Kuyek requested a recorded vote.

YEAS: Ald. Brightman, Ald. Cook, Ald. Keenleyside, Ald. Kuyek, Ald. Matthews, Ald. Meister, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts.

NAYS: Ald. Swain, Ald. Enright, Ald. Hunter, Ald. Keyes, Ald. Speal.

Fire, Legislation & Housing Report No. 69 (cont'd)

Council consented to the withdrawal of clause 2.

2. That, as it is this Committee's understanding that the City of Kingston will benefit by the proposed Provincial takeover of the municipal property assessment function, the following resolution of the City of Brantford be NOT endorsed:

Whereas the proposed provincial takeover of the municipal property assessment function will result in increased costs to Ontario taxpayers; and,

Whereas this takeover was announced with no warning to Municipal Councils, and with no consultation with local authorities;

And Whereas it has been stated fairly regularly by the Government of Ontario that the assessment function would be a responsibility of Regional Government where such is established;

And Whereas the Municipal Assessment departments work with, and their assessment records are essential to the day to day operation of other Municipal departments.

Therefore, be it resolved that:

(1) The Government of Ontario defer its announced intention to assume municipal assessment functions until, at least, it has studied the matter in full consultation with local officials; and

(2) The Government of Ontario pledge itself to assign the assessment function to the regional level of Government once same has been formed.

WITHDRAWN

3. That the following resolution of the City of Windsor be endorsed:

WHEREAS Section 97 (1)(a) of The Municipal Act requires the voter at municipal elections to mark his ballot with a cross (X);

AND WHEREAS a large number of ballots are spoiled by the use of checkmarks;

AND WHEREAS the use of the checkmark, when properly placed on the ballot clearly indicates the voter's intention;

THEREFORE BE IT RESOLVED that the Ontario Legislature be urged to amend Section 97 of The Municipal Act to permit the voter to mark his ballot with a cross or a checkmark.

CARRIED

August 22, 1969

4. That, as Queen's University have suggested they would welcome some immediate representation from the City, Ald. John Meister be appointed as the City's representative on the Queen's University emergency housing committee.

CARRIED

5. WHEREAS there is a severe shortage of low rental housing in the City of Kingston, which is being further diminished by the influx of students into this City, and

WHEREAS some families of this City are being evicted purely to accommodate groups of students who can collectively afford to pay astronomical rents;

THEREFORE BE IT RESOLVED that the Queen's University Placement and Housing Office be requested to delete from its listings any properties which are known to be owned by landlords who increase the rents exhorbitantly in order to evict families and rent to students.

CARRIED 12

Fire, Legislation & Housing Report No. 69 (cont'd)

6. That the following resolution of the City of Port Colborne be endorsed:

THAT WHEREAS the abandonment of used motor vehicles on streets or on private properties is a hazard to health and depreciates all properties adjacent to such vehicles, and

WHEREAS Ontario Legislation does not appear to clearly define the powers of a municipality to cause the removal of such vehicles,

THEN BE IT RESOLVED THAT - the Government of Ontario be requested to enact such legislation.

CARRIED

7. That no action be taken on the following resolution:

WHEREAS the practice of property qualification for determining the right of a citizen to vote in municipal elections is an antiquated and non-democratic hangover from our rural past which does not reasonably apply to a society in which an increasing number of people are not property owners, and in which the ownership of residential property is becoming increasingly corporate rather than personal;

AND WHEREAS the Government of Canada and the Government of Ontario have rejected such qualifications in favour of age, residence and nationality qualifications;

THEREFORE BE IT RESOLVED that the Government of Ontario be urged to adopt a policy and practice of 'one man - one vote' and that all property qualifications as presently contained in the Ontario Municipal Act and the Voters' List Act be repealed;

AND that this resolution be circulated to other Ontario municipalities for endorsement.

CARRIED 11:4

8. That, as requested by the Social Planning Council of Kingston and District, the week from September 22 to September 27, 1969, be proclaimed as "Social Planning Council of Kingston and District Week" in Kingston.

CARRIED

Respectfully submitted,

(signed) D. J. Travers
C. J. Meister
Joan Kuyek
D. G. Timmins

THERE WERE NO

REPORTS NO. 70 OR 71

Ald. Keyes presented Report No. 72 of the Committee on Finance and Accounts as follows.

Council consented to:

(a) the amendment of clause 9(b) to correct a typographical error by deleting the sum "$325.00" and substituting in lieu thereof the sum "$235.00";

(b) the withdrawal of clause 11; and

(c) the addition of clauses 14, 15, 17, 18 and 19 for presentation to Council.

Moved by Ald. Keyes, seconded by Ald. Enright, That Report No. 72 of the Finance Committee be received and adopted clause by clause.

REPORT NO. 72

To the Mayor and Members of Council Kingston, August 13, 1969

The Committee on Finance and Accounts reports and recommends as follows:

1. That List of Accounts No. 6, dated June 30, 1969, in the amount of $7,078,615.01 for expenditures incurred under proper authorization be confirmed.

(Note: Copies of List of Accounts distributed to all members of Council on July 25, 1969).

CARRIED

2. WHEREAS the City of Kingston supports the efforts of the Ontario Municipal Association and the Association of Ontario Mayors and Reeves toward obtaining an assumption of 80% of all costs of education by the Province of Ontario;

AND WHEREAS the system of County Boards of Education has not been operating for a long enough period to be properly evaluated;

THAT the following resolution of the City of Brockville be NOT endorsed:

WHEREAS the Provincial Government of Ontario did pass Bill 44 in the year 1968 stating that all local School Boards should be amalgamated into Regional Boards of Education in each County, this to be effective on January 1, 1969;

AND WHEREAS this was made effective without any consultations with the various Municipalities where local School Boards were operating and co-operating with the various Municipal Councils;

AND WHEREAS this implementation of Regional Boards of Education has been the result of a very large increase in the mill rate in the City of Brockville and most other Municipalities in Ontario;

AND WHEREAS in the City of Brockville, due to the Regional Board of Education in Leeds County, the Education Tax for the rate payers has exceeded the tax rate for the City's Administration Budget;

AND WHEREAS the total cost of Education for 1969, arrived at by the Board of Education for Leeds and Grenville Counties, shows an increase to the City of Brockville of 26.13%;

AND WHEREAS approximately thirteen per cent of our citizens are Senior Citizens on a fixed income, and find it a very great hardship to meet this large increase in taxes;

THEREFORE BE IT RESOLVED that the Provincial Government of Ontario rescind Bill 44 and revert back to the local School Board system, and that the Provincial Government pay 80% of the total cost of Education;

AND FURTHER BE IT RESOLVED THAT if the Provincial Government fails to rescind Bill 44, that they, the Provincial Government, having taken away local autonomy from the Municipalities by the enacting of this Bill, assume the full cost of Education and thereby relieves the Municipalities of this very expensive undertaking.

CARRIED 14:1
(Ald. Meister opposed)

Finance and Accounts Report No. 72 (cont'd)

3. That, as recommended by the Social Services Committee, because of the continued increase in the number of persons applying for General Welfare Assistance, authority be granted to the employment of an additional case worker in the Social Services Department as soon as possible (Salary Range: $5,725. to $6,955. - 50% of which is subsidized), there being funds available in the Social Services budget for this purpose.

CARRIED 13:2
(Ald. Keyes & Ald. Speal opposed)

4. That, as recommended by the Kingston Area Airport Commission:

(a) approval be granted to utilization of the Commission's estimated 1969 surplus of $4,000. and 1969 funds for contingencies in the amount of $9,000. for financing part of the cost of the proposed runway extension, and

(b) the City's per capita share of the balance of the cost required for runway extension and lighting of the runway in the amount of $16,000. be authorized for payment to the Kingston Area Airport Commission,

all on the understanding:

(i) that the Township of Kingston also agrees and provides their per capita share of the cost in the amount of $4,000., and

(ii) that a license for a regularly scheduled air service at the Norman Rogers Airport requiring the runway extension is issued by the Department of Transport (Canada);

-and-

That the following budget appropriation amendment be approved with $8,000. to be provided for the above purpose in the 1970 Budget:

	Increase	Decrease
AIRPORT COMMISSION		
Capital Expenditure - Runway Extension (City Share):	$16,000.	-
FINANCE		
Contingencies	-	$8,000.
1970 Deferred Charge to Finance - "Contributions to Capital Expenditures from Current Revenue"	-	$8,000.

CARRIED

5. That, as recommended by the Public Works Committee, a by-law be presented to Council to amend By-Law No. 6379, "A By-Law to Authorize the Execution of an Agreement with the Canadian Pacific Railway Company (Pipe Crossing - Mileage 102.2, Kingston Subdivision - Fraser Street Storm Outlet Sewer)" to delete Drawing No. A-511-R-1 and substitute Drawing No. A-511-R-1 *Revised July 15, 1969*, to provide for the use of Class "B" bedding under the 72" sewer pipe as agreed to by the C.P.R. (and at a lower cost to the City).

(See By-Law No. 6414) *CARRIED*

6. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of a Connecting Link Agreement with the Ontario Department of Highways for the construction of a full depth pavement in Princess Street from Albert to Frontenac Street.

Estimated D.H.O. Share:	$15,196.40
Owner's Share by Local Improvement:	3,619.01
City's Share:	5,799.95
Total Estimated Cost:	$24,615.36

Finance and Accounts Report No. 72 (cont'd)

6. (cont'd)

Note: (1) By-Law No. 6045 authorizing the work provides only for a total of $22,000.

(2) In the 1970 Capital Budget there is provision for an additional $8,000, for this work on assumption it would not be eligible for connecting link subsidy.

(See By-Law No. 6415) CARRIED

7. That Clause 16, Report No. 13 (1969) be amended to read as follows:

16. That a by-law be presented to Council to authorize the lease of the City owned land on Adelaide Street now being used for "school grounds" purposes, 295' frontage, more or less, x 248' depth, more or less, and being Lots 36, 37, 38, 39, 51, 52, 59, 60, and closed street allowance as shown on Plan B-12, to the Frontenac County Board of Education for the sum of $1.00 per year for 25 years, *with an option to renew the lease for a further period of 25 years on the same terms and conditions*, on terms to be arranged with the Board of Education and reported to Council, *on the understanding:*

(a) That the property would not be built upon by the Board of Education.

(b) That the property would be developed by the Board in conjunction and in co-operation with the Parks, Recreation and Property Committee, with maintenance to be the responsibility of the Board.

(c) That there would be right of access by the public to the property after school hours, and

(d) That the Board of Education would have right of first refusal to purchase the property upon termination of the lease.

(See By-Law No. 6409) CARRIED 1

(Ald. Speal opposed)

8. That, as recommended by the Personnel Officer:

(a) The position of Foreman - Roads and Winter Control be increased under job evaluation by 10 points, based on the average size of the work force involved, which will place Mr. R. Chamberlain in Group 12,

and

Mr. R. Chamberlain's salary be increased to $8,455. per year retroactive to January 1, 1969;

(b) Mr. J. Black, the Foreman - Sidewalks, be advanced in the salary progression system by 2 steps to the current range maximum of Group 11, i.e., to $7,705. per year, with effect from January 1, 1969;

(c) the position of Foreman - Sewer remain as now evaluated; and

(d) the position of Foreman - Garbage remain as now evaluated.

CARRIED 9

(Ald. Hunter, Ald. Keyes, Ald. Matthews, Ald. Timmi
Ald. Travers and Ald. Vosper opposed)

9. WHEREAS in 1955 the City expropriated 0.058 acres of land in the Township of Pittsburgh on the east shore of the Great Cataraqui River from the Estate of George and Mary Muller for the Barriefield Sewage Forcemain. (Subsequently this property was also utilized by the P.U.C. for the location of the watermain which crosses the Cataraqui River).

AND WHEREAS the Executors of the Muller Estate, represented by Mr. C.M.Smith have now offered to settle for $235.00 IF the City would take an EASEMENT over the property instead of TITLE.

AND WHEREAS the City Engineering Department and the P.U.C., whose watermain is located on the property, agree that an EASEMENT, instead of title, would be sufficient.

Finance and Accounts Report No.72 (cont'd)

9. (cont'd)

THAT:

(a) pursuant to the provisions of *The Expropriations Act, 1968-69,* authorization be given for the Corporation of the City of Kingston to abandon its 1955 expropriation of the lands of the Estate of George and Mary Muller, SAVE AND EXCEPT FOR AN EASEMENT OVER ALL OF THE PROPERTY FOR SEWER AND WATERMAIN CONSTRUCTION AND MAINTENANCE, and

(b) a by-law be presented to Council to settle the compensation payable for the easement for the sewer and watermain for construction and maintenance purposes retained in the 0.058 acres of land of the Estate of George and Mary Muller, in the Township of Pittsburgh, and for all other claims whatsoever of the Estate, as the sum of $235.00:

(See By-Law No. 6410) *CARRIED AS AMENDED 14:0*
(Ald. Enright abstained from voting)

10. That a by-law be presented to Council to amend By-Law No. 5968, "A By-Law to Authorize the Execution of an Agreement with the Public Utilities Commission of the City of Kingston, the Corporation of the Township of Pittsburgh and Her Majesty the Queen (Water Supply: Pittsburgh Township)" to provide for substitution of an Agreement AS REVISED BY THE DEPARTMENT OF NATIONAL DEFENSE (a copy of which revised agreement was distributed to all members of Council with the Finance Committee Agenda) on the understanding that:

(a) Clause 12, at end of clause, should be further amended by deleting reference to the High School and substitute "Water Area", and

(b) a further clause should be inserted in the final agreement covering termination of the agreement at one year's notice by any of the parties

(See By-Law No. 6411) *CARRIED 14:0*
(Mayor Swain abstained from voting)

11. That, as concurred in by Local 498, The Kingston Fire Fighters' Association, a by-law be presented to Council to authorize the execution of an agreement with Local 498, The Kingston Fire Fighters' Association for the calendar year 1969, in accordance with Schedule "A" attached to the minutes of Finance and Accounts Committee Meeting No. 36 on file in the office of the Clerk-Comptroller, subject to approval of the amendments to By-Law No. 23 detailed on the said Schedule "A".

(See By-Law No. 6416) *WITHDRAWN*

12. That the following budget appropriation amendment be approved in order to provide additional funds to implement the job evaluation programme for Police Clerical Staff for 1969:

	Increase	Decrease
POLICE DEPARTMENT		
PERSONAL SERVICES - Salaries Office Staff:	$2,847.	-
FINANCE		
Contingencies	-	$2,847.

CARRIED

Finance and Accounts Report No. 72 (cont'd)

13. That by-laws be presented to Council to provide for the borrowing upon debentures of the following sums to consolidate the following Local Improvements:

Sanitary Sewers	15 years @ 8 3/4%	$107,700.00
Storm Sewers	15 years @ 8 3/4%	54,400.00
Consolidation No. 46	15 years @ 8 3/4%	$162,100.00

(See By-Laws Nos. 6406, 6407 & 6408) *CARRIED*

14. That, as requested by the Public Utilities Commission of the City of Kingston, a by-law be presented to Council to authorize improvements to the Water Purification Plant on King Street (Phase II - Second Water Intake) at an estimated cost of $838,000.

(Note: Provision for this expenditure is included in the 1969 Capital Budget Quota).

(See By-Law No. 6418) *CARRIED*

15. That, as requested by the Public Utilities Commission of the City of Kingston, permission be granted to the Commission to charge the sum of $56,700.00 to the Water Department Special Reserve Fund to pay for the cost of installing the following watermains, instead of issuing debentures:

(a) 8" - Elmwood Road from Westview Drive 280' westerly:	$ 5,700.00
(b) 16" - Wellington St. from Princess to Queen Street, -and- Queen Street from Wellington to Ontario Street:	51,000.00
TOTAL:	$56,700.00

CARRIED

16. NOT PRESENTED.

17. That, as recommended by the Public Works Committee, by-laws be presented to Council:

(a) to authorize the construction of a sanitary sewer in the south side of Johnson Street from 273 feet west of Yonge Street westerly 142 feet in accordance with plan A-119-1A at an estimated cost of $5,500.00 as a charge to the General Rate, and

(b) to amend By-Law No. 6307, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1969-1973)", to re-allocate the following 1969 Capital Works Expenditures as follows:

	From	To
LOCAL IMPROVEMENTS		
Public Works Committee Storm Sewers - Sewer Separation: Area "C", Phase V (leaving balance of $69,223.)	$500.	-
GENERAL RATE PROJECTS		
Public Works Committee Sanitary Sewers - Johnson St. - Existing Westerly 142'	-	$500.

Finance and Accounts Report No. 72 (cont'd)

17. (cont'd)

NOTE: With this Capital Budget Transfer there will be $5,500. provided for this work in the 1969 Capital Budget.

(See By-Law No. 6413) *CARRIED 14:1 (Ald. Vosper opposed)*

18. That, as recommended by the Public Works Committee, by-laws be presented to Council:

(a) to authorize the construction of a storm sewer in Francis Street from 10 feet south of north street line of Mary Street to Mowat Avenue; in Mowat Avenue from southerly limit of Lot 4, Plan 654 to Herbert Street; and in Herbert Street from Mowat Avenue to Hatter Street at a total estimated cost of $57,875.00 under the provisions of Section 12 of the Local Improvement Act.

		Cost	Debenture
Owners' Share		$ 6,090.51	$ 6,090.51
Corporation's Share			
D.H.O. Subsidy	$16,854.81		
City Share	34,929.68	51,784.49	34,929.68
Total:		$57,875.00	$41,020.19

-and-

(b) to amend By-Law No. 6307, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1969-1973)", to re-allocate the following 1969 Capital Works Expenditures as follows:

	From	To
GENERAL RATE PROJECTS		
Finance Unallocated	$ 2,021.00	-
LOCAL IMPROVEMENTS		
Public Works Committee Storm Sewers - Francis - Hatter Sts.	-	$ 2,021.00

NOTE: With this Capital Budget Quota Transfer there will be $41,021. provided for this work in the 1969 Capital Budget.

(See By-Law No. 6423 & 6413) *CARRIED*

19. That, as recommended by the Traffic and Streets Committee, a by-law be presented to Council to authorize the execution of an agreement with Mr. Harold Brown to provide that the City will sell the stopped-up portion of the road allowance as shown on Plan 19, upon which Mr. Brown's house at 86 Maple Street is constructed, for $1.00 on the condition that Mr. Brown will deed a 13' x 291' strip of land to the City for widening the south side of Elliot Avenue.

(See By-Law No. 6420) *CARRIED*

Respectfully submitted,

(signed) E. V. Swain (CHAIRMAN)
K. Keyes
W. T. J. Cook
K. G. Enright
K. W. Matthews
George N. Speal

UNFINISHED BUSINESS

Ald. Meister stated that it had been reported to him that two young ladies had been refused admittance to a downtown restaurant because they had been wearing slacks. He stated further that one of the young ladies' father had later received an apology. He suggested that the Down Town Merchants Committee and the Chamber of Commerce might wish to investigate this matter.

Ald. Meister stated that he was distressed by the sight of torn open garbage bags and resulting litter in Confederation Park and asked if a proper container for garbage bags was to be built.

Ald. Meister stated that the season for the Theatre in the Round was almost over and he asked:

(a) if an audit of the Company's books was to be done by the City;

(b) if the certified cheque had been cashed; and

(c) if the City had received any money from the Company.

Ald. Cook stated that vandalism was being experienced but that the Park and Marina had given the City a good name. He stated that there were 257 craft attending C.O.R.K. and that he had received many congratulatory remarks concerning the Marina.

Ald. Cook stated that he believed the cheque of the St. Lawrence Summer Playhouse had been cashed and that he believed an audit would be done in the normal course of events.

Mayor Swain stated that two persons had come to his office recently specificall to compliment the City on Confederation Park and Confederation Basin.

Ald. Enright stated that a sidewalk was needed in the Montreal Street subway.

BY-LAWS

Council consented to the withdrawal of By-Law (11) and to the addition of By-Laws (22), (23) and (25) to (31) for presentation to Council.

(a) Moved by Ald. Speal,
Seconded by Ald. Cook,

That By-Laws 1 to 10 plus 22, 23 and 25 to 28 receive their first reading.

CARRIED

(b) Moved by Ald. Cook,
Seconded by Ald. Hunter,

That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 10, plus 22, 23 and 25 to 28 their second reading.

Ald. Brightman, Chairman.

CARRIED

(c) Moved by Ald. Enright,
Seconded by Ald. Matthews,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

(d) Ald. Brightman reported that By-Laws 1 to 10, plus 22, 23 and 25 to 28 had been considered in the Committee of the Whole and had received their second reading.

(e) Moved by Ald. Matthews,
Seconded by Ald. Keyes,

That Rule 35 be suspended for the purpose of giving By-Laws 7 to 10 plus 22 and 23 their third reading.

CARRIED

(f) Moved by Ald. Keyes,
Seconded by Ald. Speal,

That By-Laws 7 to 10, 12 to 22, plus 29 to 31 had been given their third reading.

CARRIED

(1) A By-Law to Authorize the Execution of an Agreement with the Frontenac County Board of Education (Lease - Frontenac Public School Grounds - Adelaide Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6409)
Clause 16, Report No. 13
and
Clause 7, Report No. 72

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(2) A By-Law to Settle the Compensation Payable for an Easement for Sewer and Watermain Construction and Maintenance in Land of the Estate of George Muller and Mary Muller, in the Township of Pittsburgh.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6410)
Clause 9, Report No. 71

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(Ald. Enright abstained from voting)

(3) A By-Law to Amend By-Law No. 5968, "A By-Law to Authorize the Execution of an Agreement with the Public Utilities Commission of the City of Kingston, the Corporation of the Township of Pittsburgh and Her Majesty the Queen (Water Supply: Pittsburgh Township)" (Revised Agreement).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6411)
Clause 10, Report No. 72

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(Mayor Swain abstained from voting)

(4) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $54,400.00 for the Construction of Storm Sewers.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6406)
Clause 13, Report No. 72

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(5) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $107,700.00 for the Construction of Sanitary Sewers.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6407)
Clause 13, Report No. 72

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(6) A By-Law to Consolidate the Sums Authorized by Certain Money By-Laws Into One Sum of $162,100.00 and to Borrow Same by the Issue of Debentures Therefor (Local Improvements Consolidation No. 46).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6408)
Clause 13, Report No. 72

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(7) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes". (Sidewalk: 181 Barrie Street).

(THREE READINGS) (PROPOSED NO. 6412)
Clause 1, Report No. 67

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(8) A By-Law to Amend By-Law No. 6307, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1969-1973)". (REVISION No. 3).

(THREE READINGS) (PROPOSED NO. 6413)
Clause 22, Report No. 66 and
Clauses 17 & 18, Report No. 72

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(9) A By-Law to Amend By-Law No. 6379, "A By-Law to Authorize the Execution of an Agreement with the Canadian Pacific Railway Company (Pipe Crossing - Mileage 102.2, Kingston Subdivision - Fraser Street Storm Outlet Sewer)" (Revised Plan).

(THREE READINGS) (PROPOSED NO. 6414)
Clause 5, Report No. 72

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(10) A By-Law to Authorize the Execution of a Proposal and Estimate of Costs and its Submission to the Minister of Highways for the Province of Ontario Pursuant to an Agreement with Her Majesty the Queen in Right of Ontario as Represented by the said Minister Entered into under Section 22 of The Highway Improvement Act.

(THREE READINGS) (PROPOSED NO. 6415)
Clause 6, Report No. 72, and
Clause 2, Report No. 68

Note: For full depth pavement in Princess Street from Albert to Frontenac St.

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(11) A By-Law to Authorize the Execution of an Agreement with Local 498, The Kingston Fire Fighters' Association (1969 Agreement).

(THREE READINGS) (PROPOSED NO. 6416)
Clause 11, Report No. 71

WITHDRAWN

(12) A By-Law to Authorize the Execution of an Agreement with Mr. Maas Dirksen (Industrial Site - Elliot Avenue).

(THIRD READING) (NO. 6343)
Clause 10, Report No. 45

THIRD READING - CARRIED AS AMENDED 1

(Note: Amended on Third Reading to be an agreement with Mr. Dirksen instead of Mrs. Dirksen).

(13) A By-Law to Authorize the Sale of Land to Mr. Maas Dirksen (Industrial Site - Elliot Avenue).

(THIRD READING) (NO. 6344)
Clause 10, Report No. 45

THIRD READING - CARRIED AS AMENDED 15

(Note: Amended on Third Reading to make Sale to Mr. Dirksen instead of Mrs. Dirksen).

(14) A By-Law to Authorize the Installation of Street Lighting on Johnson Street from 33 Feet West of Roden Street to Portsmouth Avenue Under the Provisions of Section 12 of *The Local Improvement Act.*

(THIRD READING) (NO. 6349)
Clause 3, Report No. 51

THIRD READING - CARRIED 15:0

(15) A By-Law to Authorize the Construction of an Asphalt Sidewalk on the South Side of Princess Street from Hillendale Avenue Easterly 359.47 Feet Under the Provisions of Section 12 of *The Local Improvement Act.*

(THIRD READING) (NO. 6350)
Clause 4, Report No. 51

THIRD READING - CARRIED 15:0

(16) A By-Law to Authorize the Reconstruction of Certain Sidewalks Under the Provisions of Section 12 of *The Local Improvement Act.*

(THIRD READING) (NO. 6351)
Clause 5, Report No. 51

(Note: Amended on Third Reading to delete reconstruction of sidewalk on Ontario and Brock Streets).

THIRD READING - CARRIED AS AMENDED 15:0

(17) A By-Law to Authorize the Execution of an Agreement with Laking Motel Company Limited (Industrial Site - Dalton Avenue).

(THIRD READING) (NO. 6366)
Clause 4, Report No. 59

THIRD READING - CARRIED 15:0

(18) A By-Law to Authorize the Sale of Certain Land to Laking Motel Company Limited (Industrial Site - Dalton Avenue).

(THIRD READING) (NO. 6367)
Clause 4, Report No. 59

THIRD READING - CARRIED 15:0

(19) A By-Law to Authorize the Execution of an Agreement with the Public Utilities Commission (Sewer Easement on Lappan's Lane/Counter Street).

(THIRD READING) (NO. 6393)
Clause 12, Report No. 66

THIRD READING - CARRIED 15:0

(20) A By-Law to Authorize the Execution of an Amendment to the Agreement with Ontario Housing Corporation dated August 26th, 1968 (New Agreement re 30 Unit Senior Citizen Housing Project).

(THIRD READING) (NO. 6395)
Clause 16A, Report No. 66

THIRD READING - CARRIED 15:0

(21) A By-Law to Authorize the Construction of an At-Grade Crossing on Dalton Avenue at an Estimated Cost of $5,500.00, as a Charge to Finance Contingencies.

(THIRD READING) (NO. 6397)
Clause 17, Report No. 66

THIRD READING - CARRIED 15:0

(22) A By-Law to Authorize the Execution of an Agreement with McGinnis and O'Connor Limited for Paving and Resurfacing (Contract No. 69-8W).

(THREE READINGS) (PROPOSED NO. 6417)
Clause 5, Report No. 68

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(23) A By-Law to Authorize Improvements to the Water Purification Plant on King Street (Phase II - Second Water Intake).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6418)
Clause 14, Report No. 72

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(24) NOT PRESENTED.

(25) A By-Law to Authorize the Execution of an Agreement with Harold Brown (Street Widening - Elliot Avenue).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6420)
Clause 19, Report No. 72

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(26) A By-Law to Stop Up the Street Allowance Shown on Plan 19 Lying South of Elliot Avenue for a Distance of 81 Feet and Being 17 Feet West of Maple Street, Pursuant to the Provisions of Section 459 of The Municipal Act.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6421)
Clause 2, Report No. 67

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(27) A By-Law to Fix the Price at Which the Stopped Up Portion of the Street Allowance Shown on Plan 19 Lying South of Elliot Avenue for a Distance of 81 Feet and Being 17 Feet West of Maple Street Shall be Offered for Sale at $1.00 Pursuant to Section 477 of The Municipal Act.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6422)
Clause 2, Report No. 67

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(28) A By-Law to Authorize the Construction of Storm Sewers in Francis Street, Mowat Avenue and Herbert Street Under the Provisions of Section 12 of The Local Improvement Act.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6423)
Clause 18, Report No. 72

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(29) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Parcel at the NOrth-East Corner of Division and Benson Streets, R2, Two Family, to C2 Commercial).

(THIRD READING) (NO. 6387)
Clause 1, Report No. 64

THIRD READING - CARRIED 14:1
(Ald. Vosper opposed)

(30) A By-Law to Authorize the Execution of an Agreement with Shell Canada Limited (Conditions re Re-Zoning of the North-East Corner of Division and Benson Streets).

(THIRD READING) (NO. 6388)
Clause 1, Report No. 64

THIRD READING - CARRIED 14:1
(Ald. Vosper opposed)

(31) A By-Law to Authorize the Acquisition and Settle the Compensation for Certain Land Expropriated from Mr. Joseph Bujnowski (Division St. Overpass).

(THIRD READING) (NO. 6389)
Clause 7, Report No. 66

THIRD READING - CARRIED 15:0

MOTIONS

The following notice of Motion was received:

Moved by Ald. Keenleyside,
Seconded by Ald. Vosper,

That a by-law be presented to Council to repeal By-Law No. 4955, being the Agreement between the Corporation City of Kingston and the Township of Kingston, for the establishment of an Airport Commission for the Kingston region.

(Referred to the Finance and Accounts Committee)

PRESENTATION

Mayor Swain, on behalf of the members of Council, presented Ald. Kuyek (nee Newman) with a wedding present.

ADJOURNMENT

Moved by Ald. Cook,
Seconded by Ald. Enright,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 10:01 P.M.

(L.S.)

(signed) *M. C. Healy* (signed) *E. V. Swain*
DEPUTY CITY CLERK MAYOR

CITY COUNCIL MEETING NO. 17

The Regular Meeting of City Council Will be Held in the Council Chamber on Monday, September 22, 1969, at 8:00 p.m.

ROLL CALL

PRESENTATION OF HONOURABLE ACHIEVEMENT MEDAL TO:

Miss Anne Boumeester

Winner of three Gold Medals at the Canada Games in Halifax, on August 18 to 25, 1969, in the following canoeing categories:

"Singles"
"Doubles"
"Four's"

TABLING OF DOCUMENTS

(1) Copy of Order of The Ontario Municipal Board approving the annexation of 41.422 acres of the City of Kingston on both sides of King Street in the area of its crossing of the Little Cataraqui Creek by the Township of Kingston.

(2) Copy of Monthly Statement of Expenditures of The Children's Aid Society of the City of Kingston and the County of Frontenac for the period January 1, 1969, to July 31, 1969.

(Note: Copy of Statement distributed to each member of Council with Council Agenda).

(3) Copy of Ontario Energy Board Order E.B.O. #34 varying Order of the Board, E.B.L.O. #114, to permit Northern and Central Gas Corporation Limited to construct a gas transmission pipe line from the trans-Canada pipeline to Barriefield along a revised route.

(4) Copy of *"Views of Queen's University at Kingston concerning the Proposed Official Plan, 1969, City of Kingston"* submitted to City of Kingston Planning Board on August 21, 1969.

(Note: Copies distributed to members of Council on September 11, 1969).

(5) Copy of Decision of Air Transport Committee, Canadian Transport Commission, (Decision Serial No. 2804) dated September 18, 1969, and headed as follows:

APPLICATION OF ROYALAIR LTD. TO SERVE THE ADDITIONAL POINT KINGSTON, ONTARIO, UNDER LICENCE A.T.C. 1775/68(NS) WHICH AUTHORIZES A CLASS 2 REGULAR SPECIFIC POINT COMMERCIAL AIR SERVICE SERVING THE POINTS MONTREAL, P.Q., AND PEMBROKE, OTTAWA, PETERBOROUGH, TORONTO AND ST. CATHARINES, ONTARIO, RESTRICTED TO THE USE OF AIRCRAFT HAVING A MAXIMUM AUTHORIZED TAKE-OFF WEIGHT ON WHEELS NOT GREATER THAN 18,000 POUNDS.

DOCKET 762

DECISION: APPLICATION DENIED

APPLICATION OF ROYALAIR LTD. TO OPERATE TWO F-27 AIRCRAFT IN THE PROVISION OF SERVICE PURSUANT TO LICENCE 1775/68(NS) IN LIEU OF ITS APPLICATION TO OPERATE THREE DC-3 AIRCRAFT (DOCKET 828).

DOCKET 980

DECISION: APPLICATION DENIED. APPROVAL GRANTED
TO OPERATE TWO DC-3 AIRCRAFT

TABLING OF DOCUMENTS (cont'd)

(5) (cont'd)

(Note: Copy of Decision distributed to each member of Council with Council Agenda).

(To be referred to the Airport Commission and the Finance and Accounts Committee).

MINUTES

That the minutes of City Council Meeting No. 16, held on August 25, 1969, be adopted as printed.

COMMUNICATIONS

To be Filed:

(1) From the City of Stratford, notifying that they recently endorsed a brief submitted by the Borough of Scarborough regarding the relation of tenant and landlord, and therefore took no action on the City's brief concerning the Interim Report on Landlord and Tenant Law.

(2) From the City of Chatham, notifying that they took no action at this time on the City of Kingston's resolution regarding the Interim Report on Landlord and Tenant Law.

(3) From Mrs. May Baiden and Family, thanking the members of Council for their expression of sympathy.

(4) From the Canadian National Railways, notifying of their regret for entering onto City lands for railway construction work without notice and prior to the completion of the acquisition of the land from the City, and, that their Law Department is now working on the Deed preparation.

(5) From the City of Galt, notifying that their Council filed the City of Kingston's resolution concerning the Landlord and Tenant Act.

Which Have Been Referred to the Fire, Legislation and Housing Committee:

(6) From Kingston Enterprises Limited, dated September 8, 1969, stating:

"Re: Crestview II

Referring to the recent news reports in the Whig-Standard on the scarcity of building lots;

As you are aware, we asked the civic authorities to process the parts of this Subdivision on which there is no controversy, i.e. on referring to the Plan, you will note that Lots 48 to 76 inclusive are zoned R2 and the Company has signified its willingness to proceed with the Subdivision Plan on these lots to facilitate the registration of the Plan to enable us to make these lots available to Builders and as well the two school sites, (a) the Public School site on Block "B" and (b) the Separate School site on Block "D", which Boards urgently require these two school sites for their current program.

In an interview at the Community Planning Branch in June with the senior officials, the Legal Counsel Mr. J. W. Bell and the Chief Planner, Mr. Farrow, it was agreed that they would issue a Directive to facilitate the bringing into the use of these R2 lots and the School sites but on their checking with our City Hall, this arrangement has been deferred.

We would, therefore, appreciate it if you would bring this matter before the Members of the City Council so that these building lots may immediately become available."

(See Clause 7, Report No. 74)

-and-

Reply of Clerk-Comptroller, dated September 8, 1969, stating:

COMMUNICATIONS (cont'd)

Which Have Been Referred to the Fire, Legislation & Housing Committee (cont'd)

(6) (cont'd)

"I acknowledge receipt of your letter of September 8, 1969, requesting that the portion of Crestview No. 2 which is zoned R2 and the school sites be dealt with separately from the overall subdivision agreement.

I will bring your request to the attention of the Fire, Legislation & Housing Committee at their next meeting."

(7) From Kingston Enterprises Limited, undated and received by the Clerk-Comptroller on September 18, 1969, stating:

"Memorandum re Crestview II - Registration of Plan

The Registrar, at the Registry Office, would prefer that an overall plan of development would be registered:

Headway Builders, Limited, who have been awarded the contract for 62 units of Family Housing, designated for block "J" would like if some immediate arrangement could be made, so that this parcel could be deeded to Ontario Housing Corporation, to enable them to finalize that contract.

Urbandale Development, Limited, of Ottawa are amongst the bidders for the 183 family Units called on Sep-2, and would like to be able to advise Ontario Housing that "separation" would be available for Blocks "E" and "F".

A group of local Builders are anxious to have the R-2 lots, from No. 48 to 76 available for their immediate programme.

It would be desirable if also the adjoining R-2 lots, Nos. 77 to 98 be included, as it would facilitate the development of the Street system near the Separate School site.

In the Ontario Municipal Board decision on "conditions", it indicated that it should be possible to effect a simple agreement - and we would propose that we would agree:

To provide the Engineering, and pay for the construction of the works - i.e. Sewers, roadways, paving, sidewalks, watermains and other items called for:
To call for tenders for these works,
In awarding contracts, subject to approval of the City organization,
To call for performance and maintenance bonds

and thereafter our obligation should cease.

Our Surveyors, Humphries & Burgham are preparing final subdivision plans, and these only require confirmation that the City's conditions have been met, and may therefore be registered; which would then facilitate the prompt deeding of the School sites, the 62 family Unit sites for Headway and Ontario Housing, as well as the R-2 lots ... "

(Note: Continuing Page taken back by Kingston Enterprises Limited)

-and-

Copy of reply by Clerk-Comptroller, dated September 19, 1969, stating:

"Subdivisions - Crestview II

This will acknowledge receipt of your memorandum received at my office on September 18, 1969, concerning Crestview No. 2 Subdivision.

Your memorandum has been referred to the Fire, Legislation & Housing Committee with the attached comments."

-and-

COMMUNICATIONS (cont'd)

Which Have Been Referred to the Fire, Legislation & Housing Committee (cont'd)

(7) (cont'd)

Copy of attached comments of Clerk-Comptroller to the Fire, Legislation & Housing Committee, dated September 18, 1969, stating:

"Re: Subdivisions - Crestview II

Attached to the Addenda of the committee meeting is copy of a letter that was received from Kingston Enterprises Limited this afternoon. The letter suggests a method of proceeding that is certainly an improvement over the previous request, but it would seem to me that the terms of a "simple agreement" as proposed by the developer are very different from those contemplated by the standard form of subdivision agreement.

If the developer would proceed on the basis of the standard form of subdivision agreement and notify the points in the standard form of agreement that he objects to, this would be the way of proceeding that the Ontario Municipal Board has directed, and it would also be the procedure suggested to the developer at the last meeting of the Fire, Legislation and Housing Committee."

To be Referred to the Fire, Legislation and Housing Committee:

(8) From Queen's University, acknowledging receipt of Council's resolution in relation to the shortage of low-rental housing and commenting as follows:

"The observations by Council concerning the shortage of housing and the social consequences of such shortage also reflect the views of the University; your attention is drawn to the statement distributed by the University at the City-University Liaison Meeting on August 14, 1969, wherein reference is made to the University Housing Service on Page 12 as follows:

> *'One of the problems which concerns the University as well as the City relates to rental increases brought about by the demand for accommodation and the tendency for students to replace other citizens in places near the University.*
>
> *The University has demonstrated its concern by encouraging the development of new residences and will continue to do so. Our success will depend on the help we can get from the City in the selection of sites and on the availability of money for the construction of residences.'*

The University ensures that accommodation listed by the Housing Bureau, Placement and Housing Office, is offered to all on the same basis as the University itself opens its class rooms and residences - that is, without regard to colour, race or creed. In the light of this, the University cannot be expected to depart from an open approach to the community by establishing selective listings as suggested by City Council; the students themselves determine the type of accommodation appropriate to their needs and the rent they are prepared to pay.

I would like to reaffirm the University's concern regarding the City's housing needs and assure you that any suggestions advanced by the City on this subject will be given careful consideration."

(9) From *Division-Kirkpatrick* Condo*minium*, (J. B. Sampson, Sec. *pro tem*), dated September 17, 1969, stating:

"Re: Site Plan Agreement

In yours of the 15th instant to Limestone Homes Limited, mention was made on page two of the Agreement reached in this matter.

We regret that owing to a heavy backlog, our Surveyors are still working on the survey of the property herein and we are awaiting momentarily the receipt of this Survey from Messrs. Humphries and Burgham.

COMMUNICATIONS (cont'd)

To be Referred to the Fire, Legislation and Housing Committee (cont'd)

(9) (cont'd)

With respect to the site plan agreement; the only thing which was mentioned at the Hearing was the site plan, whilst, I understand that a lengthy Agreement has been drawn, incorporating other matters which on previous occasions, the Ontario Municipal Board have found to be normal matters within the scope of your By-Laws, which we are prepared to observe in toto.

We trust therefore that a simple site plan agreement can be drawn up here so that when we have a completed survey, we will be able to proceed with this development."

-and-

Copy of reply of Clerk-Comptroller, dated September 18, 1969, stating:

"Development Agreement - Division & Kirkpatrick Streets

I acknowledge receipt of your letter of September 17, 1969, concerning site plan agreement on Division and Kirkpatrick Street.

I disagree with your statement that the only thing mentioned at the hearing was a site plan.

I am writing to the Ontario Municipal Board to ask for a statement as to what their decision was and will enclose a draft copy of what we have proposed.

I will notify you of their decision as soon as I have heard from them."

To be Referred to the Social Services Committee:

(10) From the City of Chatham, requesting endorsation of their following resolution:

"THAT WHEREAS the Government of Canada has agreed to the inclusion of chiropractic care in the federal medicare program when the Province request it;

AND WHEREAS British Columbia, Alberta, Saskatchewan and Manitoba already have included this benefit in their Provincial plans;

AND WHEREAS these four Provinces represent 66% more or less of the citizens who will be covered under federal medicare on October 1st, 1969;

AND WHEREAS the practice of chiropractic is duly licensed under the laws of the Province of Ontario;

AND WHEREAS the Ontario Workmen's Compensation Board has utilized the services of the chiropractic profession continually since 1937;

AND WHEREAS the majority of the insurance companies provide chiropractic benefits in their group health and accident policies;

AND WHEREAS a large percentage of the population of Ontario has availed itself of chiropractic services;

BE IT THEREFORE RESOLVED that the Council of the City of Chatham request the Government of Ontario to uphold the rights of the people of Ontario to enjoy the benefit of the practitioner of their choice by including the option of chiropractic benefits in OHSIP."

COMMUNICATIONS (cont'd)

To be Referred to the Public Works Committee:

(11) From the Honourable George E. Gomme, Minister of Highways, announcing that the Department will conduct five courses for Municipal employees in 1970 and supplying application forms, course outlines and general information. A subsidy is provided for expenses of persons attending the courses.

(12) From the Department of Energy and Resources Management (Ontario) as follows:

"It is drawn to the attention of your municipality that Section 13 of O. Reg. 449/67, under the Air Pollution Control Act, prohibits open burning except 'with the permission and under the direction of a Provincial Officer'. This section of the Regulation applies to open burning of municipal dumps throughout the Province. It is understood that open burning is being conducted at the Municipal Waste Disposal Site. If this is so, you are in violation of the Regulations under the Air Pollution Control Act, 1967.

As this type of open burning creates an air pollution problem, it is intended that in most locations it will eventually cease. Due to the location of your dump, we are unable to grant permission for open burning to continue after October 13, 1969. In the meantime, only brush, timber and paper are to be burnt."

To be Referred to the Parks, Recreation and Property Committee:

(13) From the Rotary Club of Montreal-Lakeshore, notifying of their project:

"The Peace Rose - A Symbol of Peace" and requesting the community to establish a Peace Rose Bed.

10% of purchase price of Peace Roses is contributed to The United Nations Association in Canada for UNESCO and UNICEF.

Which Have Been Referred to the Traffic and Streets Committee:

(14) From Queen's University, requesting permission to erect parking directional signs on City property at major entrances to the Campus.

(15) From the Township of Pittsburgh, enclosing a copy of their resolution to the Honourable George E. Gomme, Minister of Highways, strenuously opposing the Margison Report in that the place to bring a bridge across the Cataraqui River is in or near Barriefield Village.

To be Referred to the Traffic and Streets Committee:

(16) From the Department of Highways, notifying that a 10' strip of land along the north side of Bath Road from Portsmouth Avenue westerly to 895'± west of Grenville Road was acquired by the Department by Plans P-2071-12 and P-2071-16 in 1946 but inadvertently in 1952 had not been transferred to the City as a part of the Bath Road. They ask for a resolution of Council accepting the area of road widening shown on the Plans in order that they may deed the property to the City.

Which Has Been Referred to the Housing Sub-Committee of the Fire, Legislation and Housing Committee and to the Fire, Legislation and Housing Committee:

(17) From the Committee on Housing, Social Planning Council of Kingston and District, submitting brief on Design of Limited Dividend Row Housing.

(Note: Copies of Brief were distributed to the members of City Council by the Social Planning Council).

COMMUNICATIONS (cont'd)

To be Referred to the Planning Board:

(18) From Limestone Homes Limited, dated September 8, 1969, stating:

"We today received the registered notice from the City Hall under the Weed Control Act 1960.

While this has been one of the preferred locations for a workingmen's housing development, the use of the lands has been sterile owing to the City having changed the multiple zoning existing prior to 1957 to R2.

Although the Ontario Municipal Board ruled that the area was not suitable for the R2 zoning and although we have repeatedly requested the City to restore the multiple zoning, our negotiations have bogged down with the requirement for a 66 foot thoroughfare in the midst of the development having only a width of 216 feet.

We attended a Meeting some years ago of the Traffic and Streets Committee under the Chairmanship of Alderman Hunter and it seemed to us that the gist of the resolution passed at that time was that the requirement of the Street be withdrawn.

In the circumstances it is no fault of the owners of this property that some brush has grown and our only inference here is that prospective tenants have been deprived of much needed low rental housing, i.e. the existing units, a fully self-contained brick dwelling with three bedrooms presently renting at $86.00 per month.

With the restoration of the multiple zoning, there is space for some one hundred additional low rental units and as the Application has bogged down in the Committee stage apparently we would ask that you bring this Application for the restoration of the R3 zoning before the City Council in session.

In an interview with the Minister of Municipal Affairs, accompanied by our valued Member, the Minister agreed to restore this zoning but before carrying out this, his officials conferred with our City Hall and in the end result the Minister suggested asking the Municipal Board to review the case pursuant to Section 44 of the Municipal Board Act.

It seems to us however that it would be more desirable if Committee would initiate this Application rather than carrying out the Application for the Municipal Board hearing."

-and-

Copy of reply of Clerk-Comptroller, dated September 15, 1969, stating:

"Rezoning - Barbara Avenue Area

This will acknowledge your letter of September 8, 1969, in which you comment on the zoning of the Barbara Avenue property owned by Limestone Homes Limited in connection with a notice that the Company has received under the Weed Control Act.

With respect to your comment that your application for rezoning has bogged down, if you check the records I believe that you will find that you have been notified by the Council on a number of occasions that the chief objection of the City to your proposed development was the private street situation. On one occasion your application reached the Court of Appeal and your appeal was refused.

COMMUNICATIONS (cont'd)

To be Referred to the Planning Board (cont'd)

(18) (cont'd)

As you will remember from the recent hearing by the Ontario Municipal Board on the application for approval of the development at Division and Kirkpatrick Streets, the City is still concerned and the Ontario Municipal Board expressed concern about the various problems that may arise in a subdivision or a development where private streets are approved.

The Municipal Board ordered that a site plan agreement be entered into in the Division and Kirkpatrick proposal in order to adequately deal with the problems that may arise where private streets are permitted in a development. To date no agreement has been reached as to whether the proposed site plan agreement is acceptable to the parties and to the Ontario Municipal Board.

If you wish to reapply for a rezoning of the Barbara Avenue area before the problem of private streets has been resolved in a rezoning development that is now before the Ontario Municipal Board, I would suggest that you would follow the usual procedure of submitting your application on our standard form."

-and-

In reply, from Limestone Homes Limited, dated September 17, 1969, stating:

"Re: Rezoning - Barbara Avenue area

Many thanks for yours of the 15th instant;

I note you refer to the Application before the Court of Appeal in this matter and it is only fair that we should clarify this.

As you will recall, the Ontario Municipal Board convened here with Chairman J. A. Kennedy and Mr. A. L. McRae on the panel. At the first Hearing, the Chairman cited the bondi decision on the North York case and adjourned and admonishing the civic authorities to bring in a 'yes' or 'no' decision on the rezoning, without conditions.

When the Board resumed with the same Members sitting, some two months later, the City paid no attention to the Board's admonition and City Solicitor Hugh F. Gibson was to confuse the Board in his summation, contending that we had not submitted a plan. In fact we had submitted several plans and so the Board adjourned for the submission of the plans.

When the Hearing resumed in November, another Board member, sitting along, erred in finding that the City was entitled to impose conditions as we were subdividing.

The facts are that we were not subdividing.

Now that the City has taken a different view on these private streets, it seems that there should be no difficulty in bringing a Resolution from the Legislation Committee reaffirming the zone change without the thoroughfare which was the only item in dispute.

This is one of the most desirable locations for low cost housing and we would respectfully urge that prompt attention be given to the processing of this re-instatement of the multiple zone which persisted at the time of passing of By-Law 3078. The OMB Decision of October 1958 indicated that the R2 zoning was not suitable.

COMMUNICATIONS (cont'd)

Which Has Been Referred to the Police Commission and the Industrial Commission:

(19) From Mr. W. C. Coutu, Toronto, submitting comments upon being "ticketed" for parking in a "no parking" area on the west side of Collingwood Street on September 7, 1969, a day when 1500 students were moving into residence at Queen's University.

To be Referred to the Finance and Accounts Committee:

(20) From the City of Sarnia, requesting endorsation of their following resolution:

"WHEREAS Section 294 (a) sub-section (1) of The Municipal Act provides that a municipality may, by by-law passed before the adoption of estimates for any year, levy a sum on real property according to the last revised assessment roll before the adoption of estimates for that year;

AND WHEREAS Section 294 (a) sub-section (3) of The Municipal Act limits the penalty which may be imposed for non-payment of such levy to one-half of one percent on the first day of default and on the first day of each calendar month thereafter until the end of the year in which such taxes are levied;

AND WHEREAS the benefit provided to municipalities by the first sub-section of the Act quoted above is negated by the second sub-section of the Act quoted above by reason of the lack of incentive to the taxpayer to pay the levy, caused by the excess of current bank interest rates over the maximum penalty rate allowed;

NOW THEREFORE BE IT RESOLVED that the Province of Ontario be requested to amend Section 294 (a) sub-section (3) of The Municipal Act by striking out that portion of the sub-section which reads 'provided that any percentage charge as a penalty imposed under sub-section (3) of section 120 of The Assessment Act for non-payment of any taxes or an instalment thereof levied, under this section shall not exceed one-half of one percent', thus allowing a penalty rate of 1% on the first day of default and on the first day of each calendar month thereafter until the end of the year in which such taxes are levied, instead of the present maximum rate of one-half of one percent."

PETITIONS

REPORTS

REPORT NO. 73

To the Mayor and Members of Council Kingston, September 16, 1969

The Traffic and Streets Committee reports and recommends as follows:

1. That by-laws be presented to Council to amend By-Law No. 24 (Traffic By-Law) and By-Law No. 495 (Meter By-Law) to provide:

   (a) for installation of twelve minute meters (1¢ for 12 minutes) on both sides of Wellington Street between Brock Street and Princess Street;

   (b) for installation of five hour parking meters (5¢ per hour) on the Confederation Parking Lot;

   (c) for erection of "Yield" signs at the following locations:

      (i) on Counter Street at the right turn channelized lane onto Division Street;

      (ii) on Division Street at the right turn channelized lane onto Counter Street; and,

      (iii) on Green Drive at Queen Mary Road.

   (d) for installation of signal lights at the intersection of Counter and Division Streets;

   (e) for installation of 61 two hour meters with the rate of 5¢ per half-hour on the Market Square in place of existing five hour meters, subject to the concurrence of the Parking Authority;

   NOTE: 16 five hour meters and 4 twelve minute meters on the Market Square are not affected by the foregoing recommendation

   (f) for the prohibition of parking on both sides of the City owned land located opposite Queen Mary Road from Bath Road northerly 150 feet more or less;
   (See Clause 7 of this Report) and

   (g) for a 15 minute parking area on the north side of Main Street from 75 feet east of Division Street easterly 25 feet.

2. That a by-law be presented to Council to amend By-Law No. 10, "A By-Law Respecting Streets", to provide:

   (a) that the permitted driveway width in residential areas be increased from 25 per cent to 30 per cent of property frontage;

   (b) that the minimum depth of a parking space on an owner's property be 20 feet before he is permitted to drive over or pave City owned property between the street line and the roadway; and

   (c) that sidewalks adjacent to driveways be distinctly separate from the driveways -

      (i) by a small separation;

      (ii) by use of a different material; or,

      (iii) by a grade differentiation,

   it being understood that curb depressions or asphalt ramps will not be permitted where the sidewalk meets the roadway.

3. That a by-law be presented to Council to amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act", to provide that only trucks be permitted to use loading zones. In addition,

3. station wagons having a carters license will be permitted to use loading zones.

NOTE: At present, trucks and vehicles from business establishments may use loading zones.

4. That, as recommended by the Parking Authority, a by-law be presented to Council to establish a parking lot on the land owned by the City at the north-east corner of Brock and Ontario Streets, and to name the parking lot "Confederation Parking Lot".

5. That, the action taken by the Traffic and Streets Committee under the delegated powers of Council during the summer months to approve the following resolution, be ratified:

> "that, as recommended by the Traffic and Streets Administrator, the Department of Highways be requested to assume the section of Bath Road from the Railway tracks to the west City limit as a provincial highway since most of the north side of this section of Bath Road is within the Township boundary and the south side is within the City and owned by the federal government."

6. That, as recommended by the Traffic and Streets Administrator,

(a) Section 25 and the first paragraph of Section 28 of By-Law No. 10, "A By-Law Respecting Streets" be amended to read as follows:

25. "Boulevard" means all such parts of the street allowances in the City of Kingston between the curb or edge of the roadway and the street line including shoulders and medians.

28. No person shall drive or place or cause to be driven or to be placed any vehicle or any part thereof in or upon any such boulevard. Notwithstanding the foregoing, parking of vehicles shall be permitted in driveways servicing a residence, constructed in accordance with City Standards and beyond 50 feet from any intersection corner, between the street line and three feet from the inner edge of the sidewalk and if no sidewalk exists, between the street line and seven feet from the inner edge of curb or edge of pavement. No such vehicle shall be parked upon the boulevard section of a driveway as permitted in this section for longer than 12 consecutive hours.

In section 28 and 28(a) of this by-law -

"Vehicle" includes a motor vehicle, trailer, traction engine, farm tractor, road-building machine and any vehicle drawn, propelled or driven by any kind of power including muscular power.

(b) The following Section 28(a) be added to By-Law No. 10:

28(a) 1. Where a person has driven or placed or caused to be driven or to be placed any vehicle or any part thereof in or upon a boulevard in contravention of Section 28 of By-Law No. 10, "A By-Law Respecting Streets", the police officer so finding any such vehicle shall attach to the vehicle a parking ticket in the form of a serially numbered Notice stating,

(i) the permit number and a concise description of the vehicle;

(ii) that the vehicle is unlawfully parked;

(iii) the nature of the offence;

6. (b) 28(a) 1. (iv) the date, time and place of the alleged offence;

(v) that the owner or operator thereof may make a voluntary payment of the penalty to the Corporation of the City of Kingston within two days after the day when the ticket was attached, exclusive of Saturdays, Sundays and holidays, during office hours;

(vi) that in the event of failure to so report and make such payments, a summons may be issued under The Summary Convictions Act.

28(a) 2. The parking ticket shall be prepared in triplicate and the police officer shall attach one copy to the vehicle and deliver the other copies to the offices of the Corporation of the City of Kingston.

28(a) 3. The owner or operator of the vehicle may within two days, exclusive of Saturdays, Sundays and holidays, after the day when the ticket was attached to the vehicle, pay to the Corporation of the City of Kingston during office hours, the sum indicated in respect of the following contraventions of By-Law No. 10:

CONTRAVENTION	PENALTY
(i) Parking in a boulevard	$3.00
(ii) Parking in excess of 12 hours in a boulevard section of a driveway	$1.00

28(a) 4. The said sums of $3.00 and $1.00 shall be accepted as the payment of a penalty in full satisfaction in respect of the alleged offence, and a receipt therefor shall be given to the person making the payment.

28(a) 5. The payments of $3.00 and $1.00 referred to in Subsection 28(a) 3. shall form part of the general revenues of the Corporation.

28(a) 6. If a voluntary payment is not made in accordance with the procedure provided for in the foregoing Subsection 28(a) 1. to Subsection 28(a) 3., the procedure of the Summary Convictions Act shall apply.

28(a) 7. The owner of a vehicle shall incur the penalties provided for any violation of Section 28 of this by-law unless at the time of such violationthe vehicle was in the possession of some person other than the owner without the owner's consent and the driver of a vehicle not being the owner shall also incur the penalties provided for any such violation.

28(a) 8. If a voluntary payment is not made in accordance with the procedure provided for in the foregoing Subsections 28(a) 1. to 28(a) 3., the procedure of the Summary Convictions Act shall apply.

28(a) 9. The affixing of a parking ticket as provided in Subsection 28(a) 1. of this by-law, is an optional procedure, and nothing herein is to be construed as a prohibition against the issuing of a summons in the first instance alleging a break of Section 28 of this by-law.

7. That a by-law be presented to Council to dedicate as a street upon completion of construction, the portion of City owned land located opposite Queen Mary Road from Bath Road northerly 150 feet more or less and being 86 feet in width leaving at least a one foot reserve along the entire west side of the property to be dedicated.

8. That, as agreed to by the abutting property owners, application be made to the County Judge under the Registry Act to close the road allowance off Montreal Street shown on Plan C-22 adjoining lots 5 and 6.

9. That, as recommended by the Clerk-Comptroller, a by-law be presented to Council to dedicate as a street upon completion of construction a 66 foot road allowance from Montreal Street to Bell Island. All survey costs to be charged to the project.

10. That the proposed Street Lighting Program for 1969 be approved as follows:

STREET	FROM	TO	LIGHTS NO.	LIGHTS TYPE	ESTIMATED CAPITAL COST
Florence	BARRETT SUBDIVISION		4	175W	$604.
Brant	Ruskin	Kirkpatrick	2	200W	669.
Barbara	Division	Alfred	3	175W	1,281.
Stuart	University	Barrie	8	400W	1,187.
Ontario	Barrack	Johnson	19	400W	9,000.
			TOTAL		$12,741.

* The Developer and/or Bonding Company will be invoiced for lights on Brant Avenue.

Respectfully submitted,

CHAIRMAN

The Traffic and Streets Committee may present the following clause:

11. That a by-law be presented to Council to amend By-Law No. 24, (Traffic By-Law) and By-Law No. 495, (Meter By-Law) to provide for installation of two hour meters with the rate of 5¢ per hour on the south side of O'Kill Street from King Street to George Street.

REPORT NO. 74

Kingston, Ontario,
September 5, 1969.

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That, as recommended by the Purchasing Agent, and in view of Fire Chief Gibson's comments concerning the safety features on the Seagrave Aerial ladder unit (as outlined in the Minutes of Meeting No. 30 of the Fire, Legislation and Housing Committee meeting held on September 4, 1969), the tender of King-Seagrave Limited, Woodstock, Ontario, covering the manufacture and supply of one King-Seagrave deluxe custom-built, 100' "Rear Admiral" aerial ladder truck, mounted on and including a King-Seagrave Model 817KAR100 chassis, in the amount of $64,915.00, Federal and Provincial Sales Taxes exempted, be accepted, being the most acceptable tender received, subject to the approval of the Ontario Municipal Board.

2. That a by-law be presented to Council to amend By-Law No. 23, "A By-Law Respecting the Fire Department," as follows:

   (1) That Paragraph 3 of Section 22 be amended to provide that training examinations for First Class Firefighters and above be held every second year, rather than once every twelve months, and that they be discontinued after twenty years' service except for tests on new techniques and for promotions.

   (2) That Section 51(a) be repealed and the following be substituted as Section 51(a):

   "There shall be a Selection Board composed of the Fire Chief, the Deputy Fire Chief, the Training Officer, any two Platoon Chiefs, and the Personnel Officer or the Clerk-Comptroller. However, any member of the Board who is applying for a promotion shall not act on the Board while such promotion is being considered."

   (3) That Section 60 be amended to provide that the subsistence allowance for an employee attending a course at the Ontario Fire College be increased from $5.00 to $10.00 for each 7 day week.

3. That, due to the fact approximately 60% of the students attending Queen's University have to be accommodated in the private housing market, thus diminishing the supply of housing for Kingston families, strong recommendation be made to the Department of Economics and Development in the form of a brief to be prepared by the Fire, Legislation and Housing Committee, requesting a hearing to discuss the housing crisis in Kingston, and the role of Queen's University in connection with the housing crisis, in an attempt to come to some solution to the problem.

4. That Queen's University be requested to invest the sum of one million dollars from their Endowment Fund into Limited Dividend Housing, and that this housing be constructed on raw land.

5. That the proclamation of the week of September 8th to September 13th, 1969, as "Y" Week in Kingston, be confirmed, approved and ratified.

6. That no action be taken on the following resolution of the City of Windsor:

"THAT WHEREAS Subsection 3A of Section 150 of The Municipal Act provides for the Presiding Officer of Council to have a second vote in the event of a tie vote to fill a Council vacancy;

AND WHEREAS such an arrangement can scarcely be justified at a period in democratic progress when the concept of one vote per citizen has long been accepted;

AND WHEREAS in a Council where no one member's vote is of value on any other question or issue;

BE IT THEREBY RESOLVED that the Minister of Municipal Affairs be urged to recommend amendment of Subsection 3A of Section 150 of The Municipal Act to provide some other method to break a tie vote where it becomes necessary to fill a Council vacancy."

September 12, 1969

7. That, since at the Ontario Municipal Board Hearing, on a motion for direction, which was held in the Council Chamber on August 27, 1969, the counsel for the City requested the applicant to provide a list that would identify the points which are in dispute from the point of view of Kingston Enterprises Limited with respect to the whole subdivision agreement, so that the whole matter may be resolved in a single hearing;

And since the Board advised that before it would further consider the applicant's request in regard to the matters still in dispute before the Board, the Board would require that the applicant deliver to the Board and to the City of Kingston a list of the points still in dispute;

And since the City has not received such list of points in dispute:

Therefore, no action be taken on the request of Kingston Enterprises Limited dated September 8, 1969, that the City process the parts of Crestview Subdivision II, namely lots 48 to 76 inclusive, which are zoned R2, and the Public School site on Block "B" and the Separate School site on Block "D";

And the applicant be notified that when he submits a list of the points still in dispute, the Committee is prepared to meet with the applicant to see what points can be resolved before a new hearing date.

8. That the United Electrical, Radio and Machine Workers of America be notified:

A. That the following preamble and clauses of their resolution concerning housing are endorsed:

"WHEREAS there is a scandalous insufficiency of housing in most areas of Canada, with uncontrolled speculation and profiteering resulting in the prices to working people, either to rent or to buy suitable living accommodation being far beyond their financial capabilities, and

8. (cont'd)

WHEREAS high interest rates and mounting property taxes are an increasing burden to existing homeowners, and

WHEREAS older homes are not being kept in good repair due to the high cost of building material and increased taxes for improvements, and the expropriation laws affecting homeowners are out-dated, and

WHEREAS poor housing can contribute to the mistreatment and neglect of children who become victims of their environment, and

WHEREAS the solution to the problem of housing is blocked by continuous buck-passing between the three levels of government and their various housing and mortgage agencies while there is a crying need for governments to take immediate steps to relieve the housing crisis in Canada,

THEREFORE BE IT RESOLVED that this 31st UE Convention urge immediate and continued mobilization of effort, locally and nationally, in co-operation with other unions and community organizations where possible, in a flexible manner dictated by the specific community situation, directed towards getting action by the appropriate levels of government along the following lines:

1) That we call on the Provincial and Federal governments to set up Departments of Housing under full-time Ministers, to be responsible for policy, planning, initiating public housing programs, setting standards and to co-ordinate all activities in the housing area,

4) That we call on the Provincial and Federal governments to accept full responsibility for education costs and assure that the saving to local authorities is passed on in reduced residential property taxes on owner-occupied houses,

8) That encouragement be given to expansion of co-operative housing across Canada,

9) Where private homes are expropriated for urban renewal projects that the displaced homeowners be assured comparable alternative housing at the expropriation price, and

10) That anti-discrimination clauses be written into all housing legislation, contracts, leases, etc."

B. That they be requested to give consideration to amending clauses (2), (3) and (11) of their resolution, as follows:

(i) That clause (2), which reads:

"That adequate shelter be considered a public utility to which everyone has a right, and which it is the direct responsibility of governments to assure, by subsidizing the public rather than private enterprise as at present,"

be amended to read:

"That adequate shelter be considered a public utility to which everyone has a right, and which it is the direct responsibility of governments to assure."

8. (cont'd)

B. (cont'd)

(ii) That clause (3), which reads as follows:

"That the foundation for a solution to the housing crisis must be a greatly expanded public housing program of all types of accommodation with controlled rents geared to incomes, maximum 20 percent. These multi-unit, row-housing and apartment buildings should be designed on a community basis with complete services, including nursery schools, playground facilities, parks and open spaces, so that public housing is regarded as highly desirable housing, not welfare housing",

be amended to read:

"That the foundation for a solution to the housing crisis must be a greatly expanded public housing program of all types of accommodation with controlled rents geared to incomes.

These multi-unit, row-housing and apartment buildings should be designed on a community basis with complete services, including playground facilities, parks and open spaces, and nursery schools where necessary, so that public housing is regarded as highly desirable housing."

(iii) That clause (11), which reads:

"That governments look for additional funds for housing in legal lotteries, in the funnelling of Canada Pension Plan and other pension funds into housing, and through the sale of housing bonds",

be amended to read:

"That governments look for additional funds for housing in the funnelling of Canada Pension Plan and other pension funds into housing, and through the sale of housing bonds."

C. That clause (5) of their resolution, which reads:

"That an aggressive program of assembling land for houses with full services, including water and sewage, be followed, based on immediate expropriation by the municipalities concerned of all land held by private speculators and that such land be sold at cost to prospective homeowners,"

is not endorsed, since expropriation under the present Expropriating Procedures Act is very costly; and it is recommended that they consider requesting an amendment to the present provincial "H.O.M.E." legislation to permit the expansion of the H.O.M.E. Plan to include provision for establishing projects on land outside municipal boundaries.

D. That clause (6) of their resolution, which reads:

"That the federal government immediately reduce interest rates for N.H.A. mortgages to the level of borrowing costs to the government,"

REPORT NO. 74 - Fire, Legislation & Housing Committee (cont'd)

8. (cont'd)

D. (cont'd)

is not endorsed, since this would reduce the supply of mortgage money available from lending institutions, and it is recommended that they consider the advisability of amending clause (6) of their resolution to provide that the Federal Government be requested to grant direct loans at reduced interest rates.

E. That clause (7), which reads:

> "That federal and provincial taxes be removed from building supplies, and assure that the full amount of these tax reductions is deducted from the retail prices of such supplies,"

is not endorsed, since the removal of the federal and provincial sales tax on building supplies would benefit commercial, industrial and high priced homes, as well as low priced homes, resulting in a loss of tax revenue which would have to be replaced from other sources; and it is recommended that they consider that a direct lump subsidy be given to owners who are building new homes, to offset the sales tax paid by them on their building supplies.

9. That, as requested by Frederick A. Praeger, Inc., permission be granted for the reproduction of "City Hall, Kingston (1843)," photographed in 1856, in their forthcoming volume of Encyclopedia of Art and Artists, in both English and foreign-language editions.

September 19, 1969.

10. That, as recommended by the Purchasing Agent, the account of S & R Department Store in the amount of $521.43, as follows, as a charge against Account #33 - Wearing Apparel, Linen, Fire Department, be approved for payment:

60 Wabasso Cotton Sheets	$ 156.00
30 pr. Wabasso Pillow Cases	45.00
10 Ayers Wool Blankets	130.00
50 Terry Bath Towels	60.00
96 pr. wool mitts	105.60
	$ 496.60
Ontario Retail Sales Tax	24.83
Total ---------------------------	$ 521.43

Respectfully submitted,

CHAIRMAN

Parks, Recreation and Property Report No.75

September 15, 1969

To the Mayor and Members of Council

Gentlemen:

The Committee on Parks, Recreation and Property recommends as follows -

1. That the account of Northern Electric Co Ltd., in amount of $1050.00, for supply of electrical equipment be paid.

2. That a by-law be presented to Council to amend By-law No.19 - A By-law Respecting City Property and Public Parks - to include the following new Section 31 -

31. YOUTH CENTRES

The City Treasurer shall require from every applicant for rental of the facilities in the Youth Centres a deposit in advance of the rent payable under this By-law.

Schedule of Rates for Rental of Facilities in Youth Centres

Ice Time	Rental Rates
Minor Hockey Leagues Figure Skating Clubs Churches Schools Off-hour Broomball	$7,00 per hour
Queen's University St. Lawrence College Adult Groups Industrial Hockey Leagues Industries Prime-time Broomball	$12.00 per hour

Second Floor Auditorium

When no admission fee is charged and the purpose is for no financial gain either to the group or participants -

Half Auditorium	$1.25 per hour
Whole Auditorium	$2.50 per hour

When used for financial gain -

Half Auditorium	$2.50 per hour
Whole Auditorium	$5.00 per hour

Ground Floor Facilities

For first 4 hours	$50.00
For each hour thereafter	$ 5.00

Respectfully submitted,

Chairman

REPORT NO. 76

To the Mayor and Members of Council Kingston, September 12, 1969

The City of Kingston Planning Board reports and recommends as follows:

1. That the Minister of Municipal Affairs be requested to impose, pursuant to Section 24 of the Condominium Act, as conditions of his approval of the descriptions for registration purposes of the proposed Condominium at the south-west corner of Mowat Avenue:

    (1) That southerly access to the applicants' property not be beyond the most southerly access to the Portshore Investments Ltd. property situated to the east;

    (2) That the applicant fence or hedge its property from the aforesaid southerly access point of his property to the water edge;

    (3) That in lieu of the conveyance for public purposes other than highways required under subsection 5 of Section 28 of The Planning Act, the acceptance by the municipality of money not to exceed 5% of the original purchase price of the lands, these moneys to be expended for the recreational development of the area, it being noted that Council and the applicant have agreed on the sum of

2. That, as recommended by the Finance Committee, in order to permit the construction of a Limited Dividend Housing Project, a by-law be presented to Council to amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas", to change the zoning from Agricultural to R3 (multiple family) on a 5.5 acre parcel of land at the south-west corner of Bath Road and Portsmouth Avenue as follows:

    (a) Notwithstanding the extent and boundaries of the Zoning Maps referred to in Section 3.2, the lands at the south-west corner of Bath Road and Portsmouth Avenue containing approximately 5.5 acres of land and shown on the survey plan prepared by Humphries and Burgham, Ontario Land Surveyors, dated September 18, 1969, shall be deemed to be included in the R3 zone.

    (b) Notwithstanding the provisions of Section 47A of By-Law No. 3078 as amended, which provides that no building fronting on a lane shall be erected, and of Section 47B of By-Law No. 3078 as amended, which provides that no building shall be erected at the rear of any other building on the same lot, the erection and occupation of 50 three-bedroom family units and 26 four-bedroom family units shall be permitted on the lands affected by this by-law and shown on said survey plan provided that the location of the said buildings is in substantial conformity with the location shown on the site plan prepared by E. A. Cromarty, Architect, dated September 18, 1969.

Respectfully submitted,

Public Works Report No. ~~78~~ 77

September 15, 1969

To the Mayor and Members of Council

Gentlemen:

The Public Works Committee recommends as follows -

1. That, since J.D.Lee Engineering Ltd have advised that the curb and gutter section and sidewalk constructed in front of four properties on Division St in the Overpass area made it necessary to either ramp the driveways into the street or depress the sidewalk and since J.D.Lee Engineering Ltd chose the latter, By-law No. 10 - A By-law Respecting Streets - be amended to permit depressed driveway entrances at Nos. 939, 941, 947 and 951 Division St as a trial installation.

2. That the tender of Canadian Salt Co Ltd for the supply of an overall quantity of 2200 c.y. of coarse and fine crushed ice control salt at a cost of $12.19 (T.I.P.) per ton and $11.34 (T.I.P.) per ton, respectively, be accepted being the lower tender received.

3. That Mr. P.Liang, P.Eng be granted 1½ hours per week time off with pay to attend Queen's University.

4. That, since the pavement, curbs, gutters and boulevards constructed on Green Drive under Agreement with Uscan Development Corporation Limited have been completed without deficiencies, the services be accepted for future maintenance by the City of Kingston, subject to the Uscan Development Corporation Limited providing a two year guaranteed maintenance bond and payment of accounts that may be owing to the City of Kingston.

5. That the services of J.D.Lee Engineering Ltd be engaged to investigate the problem of controlling the hydraulic grade line in the North End Sewer System to reduce flooding and to prepare an Engineering Report at a cost not to exceed $1000 and that the expenditure be charged to the Reserve for Special Sewer Fund.

Respectfully submitted,

Chairman

REPORT NO. 78

To the Mayor and Members of Council Kingston, September 17, 1969

The Committee on Finance and Accounts reports and recommends as follows:

1. That a by-law be presented to Council to authorize the purchase of the property of Nelson Cain and Velma Cain at 51 Sutherland Drive (166' x 260'±) for the sum of $1,200.00 less $59.26 for outstanding taxes, levies and arrears ($1,140.74)

-and-

That the following budget appropriation amendment be approved:

	Increase	Decrease
FINANCE COMMITTEE		
CONTRIBUTIONS FROM REVENUE FUND		
- Capital Expenditures		
- Cain Purchase	$1,141.	-
UNCLASSIFIED		
- Contingencies	-	$1,141.

2. That the following resolution of the City of St. Catharines be ENDORSED:

> *"WHEREAS the Committee established by the Legislature to inquire into and report upon matters dealing with conflicts of interest of public employees has reported its deliberations and recommendations to the Prime Minister of Ontario; and*
>
> *WHEREAS newspaper reports have indicated that legislation relating to the report will be among the bills to be presented to the Legislature early in the sittings commencing in September; and*
>
> *WHEREAS it appears that elected and appointed municipal officials who will be most directly affected thereby have little knowledge of the Report and have had no opportunity of expressing their views thereon;*
>
> *THEREFORE BE IT RESOLVED that the Council of the City of St. Catharines petition the Prime Minister and the Government of Ontario to solicit the views of municipalities and other interested groups and individuals before proceeding with the proposed legislation."*

3. Whereas the Ontario Department of Highways requires that land acquisition must be completed prior to the award of a contract for road construction;

And Whereas there is usually a very long period of time involved in multiple negotiations for land acquisition;

(A) That application be made to the Council of The Corporation of the City of Kingston in accordance with the provisions of *The Expropriations Act, 1968-69* for approval to expropriate the lands required for the widening of the Bath Road from 140' west of Palace Road to 767' west of Queen Mary Road as shown outlined in red on City of Kingston Plans:

B-336-4 dated 6-5-69 and Revised 6-8-69
B-336-3 dated July 1969 and Revised 6-8-69 and 25-8-69
B-336-2 dated 6-5-69 and Revised 6-8-69 and 25-8-69
B-336-1 dated Feb. 1969 and Revised 6-8-69 and 25-8-69
B-336 dated Feb. 1969 and Revised 6-8-69 and 25-8-69
B-335-1 dated Feb. 1969 and Revised 6-8-69

from the following owners:

Amphi Motors - 21' x 222'± (0.11 Ac. ±)
Blommestyn Construction Ltd., C.J.M. - 21' x 163'± (0.08 Ac.±)
Blommestyn, Cornell J. M. (Trustee) - 21' x 262'± (0.12 Ac.±)

3. (A) (cont'd)

Canadian Interurban Properties Ltd. - 4.5' x 876'± (0.09 Ac.±)
Clarke, Aden & Jean - (0.02 Ac.±)
Homestead Land Holdings Ltd. - 17' x 123' (0.05 Ac.±)
Kett, Herbert J. & Rita - House & Land - (0.38 Ac.±)
Splinter & Sons Ltd., G. - 21' x 264' - (0.13 Ac.±)
Uscan Development Corp. Ltd. - 17' x 258' - (0.11 Ac.±);

(B) That the Clerk-Comptroller be authorized to sign the *Application for Approval to Expropriate Land (Form 1: Ontario Regulation 73/69)* on behalf of The Corporation of the City of Kingston;

(C) That *Application for Approval to Expropriate Land*, dated September 22, 1969, from The Corporation of the City of Kingston, BE TABLED; and

(D) THAT the necessary land surveys, appraisal reports and newspaper advertising be authorized to be obtained at an estimated cost of $2,000. to be charged to "Work in Progress - Account No. 5079".

4. That, as recommended by the Joint Emergency Measures Organization Committee and as agreed to by the County of Frontenac, the following budget appropriation amendment be approved in order to provide funds for the purchase of a replacement chain saw for use with the E.M.O. Rescue Vehicle:

	Increase	Decrease
EMERGENCY MEASURES ORGANIZATION		
Equipment - Rescue Unit		
- Chain Saw	$132.	-
Less County of Frontenac Share	49.	-
FINANCE COMMITTEE		
Contingencies	-	$83.

5. That a by-law be presented to Council to authorize the sale of 0.99 Acres ± of part of Lots 1 and 2, Registered Plan 473, Township of Kingston, (Former Chamber of Commerce Information Booth Site on south side of Highway No. 2 immediately west of Sentry Shopping Centre) to Guard Holdings & Enterprises Limited (formerly Guard Holdings Limited), who have exercised their option under By-Law No. 5950 to purchase this property, for the sum of $18,000.00.

6. That:

(a) the 11.31 acres of McConville property, north of Counter Street fronting on Lappans Lane be acquired by using current funds instead of debenture funds as authorized by clause 22, Report No. 66 (1969) to avoid an increase in debenture debt and extra interest costs;

(b) the following budget appropriation amendment be approved:

	Increase
REVENUE	
SUNDRY OTHER REVENUE	
- Sale of Properties	
- Guard Holdings	$18,000.
EXPENDITURES	
FINANCE COMMITTEE	
CONTRIBUTIONS FROM REVENUE FUND	
- Capital Expenditures	
- McConville Land Purchase	$13,707.
UNCLASSIFIED	
- Contingencies	$ 4,293.

6. (cont'd)

and,

(c) By-Law No. 6402, "A By-Law to Authorize the Purchase of Land on the West Side of Lappans Lane for Industrial Site Purposes and to Borrow Therefor the Sum of $13,707. upon Debentures" be amended on third reading to delete reference to borrowing upon debentures.

7. That the following budget appropriation amendment be approved in order to provide $150.00 to pay the rental cost of the Memorial Centre for the evening of October 31, 1969, when the group "Up With the People" will present a show "Thanks for the Millions" as a gesture of appreciation to those who walked in the Miles for Millions March:

	Increase	Decrease
FINANCE COMMITTEE		
UNCLASSIFIED		
- Public Receptions	$150.	-
- Contingencies	-	$150.

8. That the Cataraqui Region Conservation Authority be authorized to spend up to $20,000. for appraisals, and a feasibility and planning study of a portion of the Le Moines Point property, the City's share to amount to up to $4,500., on the understanding that an equal amount (i.e. $4,500.), will be provided by the Township of Kingston and the remaining $11,000. to be provided by the Provincial government;

-and-

That the following budget appropriation amendment be approved to provide funds for this expenditure:

		Increase	Decrease
FINANCE			
UNCLASSIFIED			
- Contingencies		$15,500.	-
CONSERVATION AUTHORITY			
Project 1A Little Cataraqui Creek project decrease	$20,000.		
Feasibility study etc. Le Moines Point increase	$ 4,500.		
Net Decrease in Conservation Authority		-	$15,500.

9. That, as recommended by the Industrial Commission, by-laws be presented to Council to authorize the sale of one acre, more or less, of City owned land on the south side of Elliot Avenue, being part of Farm Lot 7, Con. West of the Great Cataraqui River, (bounded on the west by the C.P.R. Spur Line) at a price of $1,670.00 per acre, including survey costs, for the proposed building of a 60' x 40' warehouse and garage, on the understanding that the purchaser will be responsible for all servicing costs and that the building must be substantially completed within a two year period.

10. That the appreciation of Council be expressed to the following members of the Kingston Housing Authority for their service to the public on their retirement after more than ten years of service since the inception of the Authority:

Mrs. Marion R. Earl (Retiring Chairman)
Mr. Wally Elmer
Mr. Allan Judd
Mr. Frank Lemieux.

11. That, as recommended by the Fire, Legislation and Housing Committee, the following budget appropriation amendment be approved in order to provide $100. for the purpose of advertising in the news media to the effect that if any citizen in Kingston is of the opinion there is a major infraction of the Fire Code in the dwelling he occupies, he may contact the Fire Department and request an Inspector to investigate:

	Increase	Decrease
LEGISLATION & HOUSING		
OTHER		
- Advertising	$100.	-
UNCLASSIFIED		
- Registry Office	-	$100.

12. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with the Canadian National Railway Company to provide that railway property on the west side of Bath Road from mileage 1.77 to 1.85 on the Cataraqui Spur be used and maintained by the City as an outfall to the Little Cataraqui Creek for the proposed storm sewer in Bath Road for the sum of $25.00 for the first year and $15.00 per annum thereafter.

13. That, as recommended by the Public Works Committee and as concurred in by the Parks, Recreation and Property Administrator, a by-law be presented to Council to authorize the granting of a 10 foot wide easement for a sanitary sewer lateral from the north side of Lot 47, Reg. Plan 334 across the southwesterly corner of Lot 3, Registered Plan 793, owned by the City, to Sutherland Drive at its intersection with Shaw Street to Mr. Arthur Van Alstine, 61 Shaw Street, for the sum of $25.00 for the first year and $1.00 per annum thereafter, to permit him to make a sewer connection to the manhole at Sutherland Drive and Shaw Street on the following conditions:

(A) that Mr. Van Alstine assume cost of survey and registration for the 10 foot easement;

(B) that the usual cut permit charges will apply;

(C) that the depth of service is subject to the approval of the Commissioner of Works;

(D) that the requirements of By-Law No. 14, "A By-Law Respecting Sewers" are met; and

(E) that Mr. Van Alstine pay for the remaining 75% Local Improvement Assessment on Shaw Street which had been exempt when zoned "Greenbelt".

14. That, as recommended by the Airport Commission, the request of Mr. H. M. Sly for termination of his lease with the Airport Commission be approved, it being understood that he will leave the area in a satisfactory condition in accordance with Clause 16 of the agreement.

15. That the following action of the Finance Committee under powers delegated by Council be ratified:

That, as concurred in by Local 498, The Kingston Fire Fighters' Association, a by-law be presented to Council to authorize the execution of an agreement with Local 498, The Kingston Fire Fighters' Association for the calendar year 1969, in accordance with Schedule "A" attached to the minutes of Finance and Accounts Committee Meeting No. 36 on file in the office of the Clerk-Comptroller, subject to approval of the amendments to By-Law No. 23 detailed on the said Schedule "A" and set forth in clauses of the Fire & Legislation Report No. 74.

-and-

15. (cont'd)

That the following budget appropriation amendment be approved:

	Increase	Decrease
FIRE DEPARTMENT		
PERSONAL SERVICES	$41,632.	-
FINANCE COMMITTEE		
UNCLASSIFIED - Contingencies	-	$41,632.

16. That, as recommended by the City Treasurer, the Finance Committee be authorized to accept the tender for the sale of $1,020,100.00 debentures on October 8, 1969, it being understood that the acceptance of this tender will be requested to Council.

Note: Debentures for Sale are:

Road to Bell Island:	*$ 20,000.*
Local Improvement Consolidation No. 46:	*162,100.*
Improvements to Water Filtration Plant (Phase II):	*838,000.*
	$1,020,100.

17. That, as recommended by the Public Works Committee:

(A) the following additional 4.5' wide sidewalk reconstruction be authorized at a total estimated cost of $6,429. to be provided from down payment funds:

Street	Side	From	To	Estimated Cost
Carruthers	S	Palace Rd.	Easterly 87'	$ 650.
Macdonnell	E	Concession St.	Southerly 207'	$1,550.
Willingdon	W	77' S. of Johnson St.	Southerly 565'	$4,229.
		Total Cost:		$6,429.
		Less Estimated D.H.O. Subsidy:		429.
		Net Estimated Cost:		$6,000.

(B) a by-law be presented to Council to authorize the execution of an agreement with Spada Tile Limited to amend Contract 69-5W for construction and reconstruction of sidewalks to include the sidewalk reconstruction authorized in (A) above and to increase quantities as follows:

Item	Description	Prev.Auth. Quantity s.f.	Net Incr. s.f.	Increased Quantity s.f.	Unit Price	Increase
1	2 course type A	19,798.69	3,865.50	23,664.19	$1.33	$5,141.11
3	Wire mesh	10,350.00	2,000.00	12,350.00	.14	280.00
					Total:	$5,421.11

(C) to amend By-Law No. 6307, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1969-1973)", to re-allocate the following 1969 Capital Works Expenditures as follows:

	From	To
GENERAL RATE PROJECTS		
Public Works Committee		
Sidewalk Reconstruction: - General	$24,000.	-
Concrete Sidewalk Construction: Bath Rd. - S/S - Sir John A. Macdonald Blvd. Easterly to Existing	$ 6,000.	-
EXPENDITURES FROM DOWN PAYMENT FUNDS:	-	$30,000.

18. That, as recommended by the Public Works Committee, and as concurred in by the Parks, Recreation and Property Committee and the Traffic and Streets Committee, the entrance to Victoria Park located on the east side of Frontenac Street, immediately south of Mack Street, be closed by constructing a concrete sidewalk at an estimated cost of $315.

-and-

That the following Budget appropriation amendment be approved to provide the necessary funds:

	Increase	Decrease
PUBLIC WORKS COMMITTEE		
MAINTENANCE OF SIDEWALKS	$315.00	-
FINANCE COMMITTEE		
UNCLASSIFIED		
- Contingencies	-	$315.00

19. That List of Accounts No. 7, dated July 31, 1969, in the amount of $5,133,267.58 for expenditures incurred under proper authorization be confirmed.

(Note: Copies of List of Accounts has been distributed to the members of Council).

20. That, as recommended by the Clerk-Comptroller, it be the policy of The Corporation of the City of Kingston to require in all tender calls of the City of Kingston that the amount of taxes payable under The Retail Sales Tax Act, 1960-61, be stipulated on any tender submitted and that any tenders submitted without the amount of the sales tax being stipulated are to be rejected from being considered by the Corporation of the City of Kingston.

Respectfully submitted,

(CHAIRMAN)

The Finance Committee may present the following clause

21. That List of Accounts No. 8, dated August 31, 1969, in the amount of $3,262,361.74 for expenditures incurred under proper authorixation be confirmed.

(Note: Copies of List of Accounts distributed to each member of Council with Council Agenda).

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 25 receive their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 25 their second reading.

Ald. Cook, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Laws 1 and 15 to 25 their third reading.

(e) That By-Laws 1 and 15 to 28 be given their third reading.

(1) A By-Law to Authorize an Application to the County Judge to Close the T-Shaped Road Allowance on the West Side of Montreal Street, Registered Plan C-22.

(THREE READINGS) (PROPOSED NO. 6424)
Clause 8, Report No. 73

(2) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $20,000.00 to Pay the Cost of Construction of a 24 Foot Gravel Road from Montreal Street to Bell Island.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6425)

(3) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $838,000.00 to Pay the Cost of Improvements to the Water Purification Plant on King Street (Phase II - Second Water Intake).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6426)

(4) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Traffic Signal Lights: Division and Counter Streets).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6427)
Clause 1, Report No. 73

(5) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 73).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6428)
Clause 1, Report No. 73

(6) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clause 1, Report No. 73).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6429)
Clause 1, Report No. 73

(7) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 3, Report No. 73).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6430)
Clause 3, Report No. 73

(8) A By-Law to Establish the "Confederation Parking Lot" on the North-East Corner of Brock and Ontario Streets.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6431)
Clause 4, Report No. 73

(9) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Boulevard Parking Restrictions).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6432)
Clause 6, Report No. 73

(10) A By-Law to Dedicate as Street the 85 Foot by 150 Foot Strip of Land on the North Side of Bath Road opposite Queen Mary Road.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6433)
Clause 7, Report No.73

(11) A By-Law to Dedicate as Street the 66 Foot Road Allowance from Montreal Street to Bell Island.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6434)
Clause 9, Report No. 73

(12) A By-Law to Authorize the Execution of an Agreement with Vachon Incorporated (Industrial Site - Elliot Avenue).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6435)
Clause 9, Report No. 78

(13) A By-Law to Authorize the Sale of City Owned Land on the South Side of Elliot Avenue to Vachon Incorporated (Industrial Site).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6436)
Clause 9, Report No.78

(14) A By-Law to Authorize the Execution of an Agreement with Arthur Van Alstine (Sewer Easement from 61 Shaw Street Across South-Westerly Corner of Lot 3, Plan 793).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6437)
Clause 13, Report No. 78

(15) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Additional Requirements for Driveway Approaches).

(THREE READINGS) (PROPOSED NO. 6438)
Clause 2, Report No. 73

(16) A By-Law to Amend By-Law No. 23, "A By-Law Respecting the Fire Department" (Clause 2, Report No. 74).

(THREE READINGS) (PROPOSED NO. 6439)
Clause 2, Report No. 74

(17) A By-Law to Amend By-Law No. 19, "A By-Law Respecting City Property and Public Parks" (Youth Centres Rental Rates).

(THREE READINGS) (PROPOSED NO. 6440)
Clause 2, Report No. 75

(18) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Re-Zone 5.5 Acres South-West Corner of Bath Road and Portsmouth Avenue from Agricultural to R3 Multiple Family).

(THREE READINGS) (PROPOSED NO. 6441)
Clause 2, Report No. 76

(19) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Depressed Driveway Entrances - 939, 941, 947 and 951 Division Street).

(THREE READINGS) (PROPOSED NO. 6442)
Clause 1, Report No. 77

(20) A By-Law to Authorize the Purchase of Certain Land from Nelson Cain and Velma Cain (51 Sutherland Drive).

(THREE READINGS) (PROPOSED NO. 6443)
Clause 1, Report No. 78

(21) A By-Law to Authorize the Sale of Part of Lots 1 and 2, Plan 473, Township of Kingston to Guard Holdings & Enterprises Limited.

(THREE READINGS) (PROPOSED NO. 6444)
Clause 5, Report No. 78

(22) A By-Law to Authorize the Execution of an Agreement with the Canadian National Railway Company (Storm Sewer Outfall to Little Cataraqui Creek - Mileage 1.77 to 1.85, Cataraqui Spur).

(THREE READINGS) (PROPOSED NO. 6445)
Clause 12, Report No. 78

(23) A By-Law to Authorize the Execution of an Agreement with Local 498, The Kingston Fire Fighters' Association (1969 Agreement).

(THREE READINGS) (PROPOSED NO. 6446)
Clause 15, Report No. 78

(24) A By-Law to Authorize the Execution of an Agreement with Spada Tile Limited to Amend Contract 69-5W for Construction and Reconstruction of Sidewalks (Increase Quantities & Additional Work).

(THREE READINGS) (PROPOSED NO. 6447)
Clause 17, Report No. 78

(25) A By-Law to Amend By-Law No. 6307, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1969-1973)" (Revision No. 4).

(THREE READINGS) (PROPOSED NO. 6448)
Clause 17, Report No. 78

(26) A By-Law to Authorize the Construction of a 24 Foot Wide Gravel Road From Montreal Street to Bell Island. (General Rate).

(THIRD READING) (NO. 6348)
Clause 1, Report No. 51

(27) A By-Law to Authorize the Reconstruction of a Sidewalk on the South Side of Princess Street from 27 Feet West of Alfred Street Westerly 149.10 Feet at an Estimated Cost of $1,467.97, under Section 7 of The Local Improvement Act.

(THIRD READING) (NO. 6396)
Clause 9, Report No. 66

(28) A By-Law to Amend By-Law No. 5968, "A By-Law to Authorize the Execution of an Agreement with the Public Utilities Commission of the City of Kingston, the Corporation of the Township of Pittsburgh and Her Majesty the Queen (Water Supply: Pittsburgh Township)" (Revised Agreement).

(THIRD READING) (NO. 6411)
Clause 10, Report No. 72

MOTIONS:

CITY COUNCIL MEETING NO. 17

The Regular Meeting of City Council Was Held in the Council Chamber on Monday, September 22, 1969, at 8:09 p.m., His Worship Mayor Swain presiding.

ROLL CALL

Mayor Swain, Ald. Brightman, Ald. Cook, Ald. Enright, Ald. Hunter, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. Meister, Ald. Kuyek, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts. (15)

MAYOR SWAIN PRESENTED THE CITY OF KINGSTON OUTSTANDING ACHIEVEMENT AWARDS MEDAL TO:

Miss Anne Boumeester

Winner of three gold Medals at the Canada Games in Halifax, on August 18 to 25, 1969, in the following canoeing categories:

"Singles"
"Doubles"
"Four's"

TABLING OF DOCUMENTS

(1) Copy of Order of The Ontario Municipal Board approving the annexation of 41.422 acres of the City of Kingston on both sides of King Street in the area of its crossing of the Little Cataraqui Creek by the Township of Kingston.

(2) Copy of Monthly Statement of Expenditures of The Children's Aid Society of the City of Kingston and the County of Frontenac for the period January 1, 1969, to July 31, 1969.

(Note: Copy of Statement distributed to each member of Council with Council Agenda).

(3) Copy of Ontario Energy Board Order E.B.O. #34 varying Order of the Board, E.B.L.O. #114, to permit Northern and Central Gas Corporation Limited to construct a gas transmission pipe line from the trans-Canada pipeline to Barriefield along a revised route.

(4) Copy of *"Views of Queen's University at Kingston concerning the Proposed Official Plan, 1969, City of Kingston"* submitted to City of Kingston Planning Board on August 21, 1969.

(Note: Copies distributed to members of Council on September 11, 1969).

(5) Copy of Decision of Air Transport Committee, Canadian Transport Commission, (Decision Serial No. 2804) dated September 18, 1969, and headed as follows:

APPLICATION OF ROYALAIR LTD. TO SERVE THE ADDITIONAL POINT KINGSTON, ONTARIO, UNDER LICENCE A.T.C. 1775/68(NS) WHICH AUTHORIZES A CLASS 2 REGULAR SPECIFIC POINT COMMERCIAL AIR SERVICE SERVING THE POINTS MONTREAL, P.Q., AND PEMBROKE, OTTAWA, PETERBOROUGH, TORONTO AND ST. CATHARINES, ONTARIO, RESTRICTED TO THE USE OF AIRCRAFT HAVING A MAXIMUM AUTHORIZED TAKE-OFF WEIGHT ON WHEELS NOT GREATER THAN 18,000 POUNDS.

DOCKET 762

DECISION: APPLICATION DENIED

APPLICATION OF ROYALAIR LTD. TO OPERATE TWO F-27 AIRCRAFT IN THE PROVISION OF SERVICE PURSUANT TO LICENCE 1775/68(NS) IN LIEU OF ITS APPLICATION TO OPERATE THREE DC-3 AIRCRAFT (DOCKET 828).

DOCKET 980

DECISION: APPLICATION DENIED. APPROVAL GRANTED TO OPERATE TWO DC-3 AIRCRAFT

(Note: Copy of Decision distributed to each member of Council with Council Agenda).

(To be referred to the Airport Commission and the Finance and Accounts Committee).

MINUTES

Moved by Ald. Keenleyside,
Seconded by Ald. Keyes,

That the minutes of City Council Meeting No. 16, held on August 25, 1969, be adopted as printed.

CARRIED

COMMUNICATIONS

To be Filed:

(1) From the City of Stratford, notifying that they recently endorsed a brief submitted by the Borough of Scarborough regarding the relation of tenant and landlord, and therefore took no action on the City's brief concerning the Interim Report on Landlord and Tenant Law.

(2) From the City of Chatham, notifying that they took no action at this time on the City of Kingston's resolution regarding the Interim Report on Landlord and Tenant Law.

(3) From Mrs. May Baiden and Family, thanking the members of Council for their expression of sympathy.

(4) From the Canadian National Railways, notifying of their regret for entering onto City lands for railway construction work without notice and prior to the completion of the acquisition of the land from the City, and, that their Law Department is now working on the deed preparation.

(5) From the City of Galt, notifying that their Council filed the City of Kingston's resolution concerning the Landlord and Tenant Act.

Which Have Been Referred to the Fire, Legislation and Housing Committee:

(6) From Kingston Enterprises Limited, dated September 8, 1969, stating:

"Re: Crestview II

Referring to the recent news reports in the Whig-Standard on the scarcity of building lots;

As you are aware, we asked the civic authorities to process the parts of this Subdivision on which there is no controversy, i.e. on referring to the Plan, you will note that Lots 48 to 76 inclusive are zoned R2 and the Company has signified its willingness to proceed with the Subdivision Plan on these lots to facilitate the registration of the Plan to enable us to make these lots available to Builders and as well the two school sites, (a) the Public School site on Block "B" and (b) the Separate School site on Block "D", which Boards urgently require these two school sites for their current program.

In an interview at the Community Planning Branch in June with the senior officials, the Legal Counsel Mr. J. W. Bell and the Chief Planner, Mr. Farrow, it was agreed that they would issue a Directive to facilitate the bringing into the use of these R2 lots and the School sites but on their checking with our City Hall, this arrangement has been deferred.

We would, therefore, appreciate it if you would bring this matter before the Members of the City Council so that these building lots may immediately become available."

(See Clause 7, Report No. 74)

-and-

Reply of Clerk-Comptroller, dated September 8, 1969, stating:

"I acknowledge receipt of your letter of September 8, 1969, requesting that the portion of Crestview No. 2 which is zoned R2 and the school sites be dealt with separately from the overall subdivision agreement.

I will bring your request to the attention of the Fire, Legislation & Housing Committee at their next meeting."

COMMUNICATIONS (cont'd)

Which Have Been Referred to the Fire, Legislation & Housing Committee (cont'd)

(7) From Kingston Enterprises Limited, undated and received by the Clerk-Comptrolle on September 18, 1969, stating:

"*Memorandum re Crestview II - Registration of Plan*

The Registrar, at the Registry Office, would prefer that an overall plan of development would be registered:

Headway Builders, Limited, who have been awarded the contract for 62 units of Family Housing, designated for block "J" would like if some immediate arrangement could be made, so that this parcel could be deeded to Ontario Housing Corporation, to enable them to finalize that contract.

Urbandale Development, Limited, of Ottawa are amongst the bidders for the 183 family Units called on Sep-2, and would like to be able to advise Ontario Housing that "separation" would be available for Blocks "E" and "F".

A group of local Builders are anxious to have the R-2 lots, from No. 48 to 76 available for their immediate programme.

It would be desirable if also the adjoining R-2 lots, Nos. 77 to 98 be included, as it would facilitate the development of the Street system near the Separate School site.

In the Ontario Municipal Board decision on "conditions", it indicated that it should be possible to effect a simple agreement - and we would propose that we would agree:

To provide the Engineering, and pay for the construction of the works - i.e. Sewers, roadways, paving, sidewalks, watermains and other items called for:
To call for tenders for these works,
In awarding contracts, subject to approval of the City organization,
To call for performance and maintenance bonds

and thereafter our obligation should cease.

Our Surveyors, Humphries & Burgham are preparing final subdivision plans, and these only require confirmation that the City's conditions have been met, and may therefore be registered; which would then facilitate the prompt deeding of the School sites, the 62 family Unit sites for Headway and Ontario Housing, as well as the R-2 lots ... "

(Note: Continuing Page taken back by Kingston Enterprises Limited)

-and-

Copy of reply by Clerk-Comptroller, dated September 19, 1969, stating:

"*Subdivisions - Crestview II*

This will acknowledge receipt of your memorandum received at my office on September 18, 1969, concerning Crestview No. 2 Subdivision,

Your memorandum has been referred to the Fire, Legislation & Housing Committee with the attached comments."

-and-

Copy of attached comments of Clerk-Comptroller to the Fire, Legislation & Housing Committee, dated September 18, 1969, stating:

"*Re: Subdivisions - Crestview II*

Attached to the Addenda of the committee meeting is copy of a letter that was received from Kingston Enterprises Limited this afternoon. The letter suggests a method of proceeding that is certainly an improvement over the previous request, but it would seem to me that the terms of a

COMMUNICATIONS (cont'd)

Which Have Been Referred to the Fire, Legislation & Housing Committee (cont'd)

(7) (cont'd)

"simple agreement" as proposed by the developer are very different from those contemplated by the standard form of subdivision agreement.

If the developer would proceed on the basis of the standard form of subdivision agreement and notify the points in the standard form of agreement that he objects to, this would be the way of proceeding that the Ontario Municipal Board has directed, and it would also be the procedure suggested to the developer at the last meeting of the Fire, Legislation and Housing Committee."

To be Referred to the Fire, Legislation and Housing Committee:

(8) From Queen's University, acknowledging receipt of Council's resolution in relation to the shortage of low-rental housing and commenting as follows:

"The observations by Council concerning the shortage of housing and the social consequences of such shortage also reflect the views of the University; your attention is drawn to the statement distributed by the University at the City-University Liaison Meeting on August 14, 1969, wherein reference is made to the University Housing Service on Page 12 as follows:

> *'One of the problems which concerns the University as well as the City relates to rental increases brought about by the demand for accommodation and the tendency for students to replace other citizens in places near the University.*
>
> *The University has demonstrated its concern by encouraging the development of new residences and will continue to do so. Our success will depend on the help we can get from the City in the selection of sites and on the availability of money for the construction of residences.'*

The University ensures that accommodation listed by the Housing Bureau, Placement and Housing Office, is offered to all on the same basis as the University itself opens its class rooms and residences - that is, without regard to colour, race or creed. In the light of this, the University cannot be expected to depart from an open approach to the community by establishing selective listings as suggested by City Council; the students themselves determine the type of accommodation appropriate to their needs and the rent they are prepared to pay.

I would like to reaffirm the University's concern regarding the City's housing needs and assure you that any suggestions advanced by the City on this subject will be given careful consideration."

(9) From *Division-Kirkpatrick* Condominium, (J. B. Sampson, Sec. *pro tem*), dated September 17, 1969, stating:

"Re: Site Plan Agreement

In yours of the 15th instant to Limestone Homes Limited, mention was made on page two of the Agreement reached in this matter.

We regret that owing to a heavy backlog, our Surveyors are still working on the survey of the property herein and we are awaiting momentarily the receipt of this Survey from Messrs. Humphries and Burgham.

With respect to the site plan agreement; the only thing which was mentioned at the Hearing was the site plan, whilst, I understand that a lengthy Agreement has been drawn, incorporating other matters which on previous occasions, the Ontario Municipal Board have found to be normal matters within the scope of your By-Laws, which we are prepared to observe in toto.

COMMUNICATIONS (cont'd)

To be Referred to the Fire, Legislation and Housing Committee (cont'd)

(9) (cont'd)

We trust therefore that a simple site plan agreement can be drawn up here so that when we have a completed survey, we will be able to proceed with this development."

-and-

Copy of reply of Clerk-Comptroller, dated September 18, 1969, stating:

"Development Agreement - Division
& Kirkpatrick Streets

I acknowledge receipt of your letter of September 17, 1969, concerning site plan agreement on Division and Kirkpatrick Street.

I disagree with your statement that the only thing mentioned at the hearing was a site plan.

I am writing to the Ontario Municipal Board to ask for a statement as to what their decision was and will enclose a draft copy of what we have proposed.

I will notify you of their decision as soon as I have heard from them."

To be Referred to the Social Services Committee:

(10) From the City of Chatham, requesting endorsation of their following resolution:

"THAT WHEREAS the Government of Canada has agreed to the inclusion of chiropractic care in the federal medicare program when the Province request it;

AND WHEREAS British Columbia, Alberta, Saskatchewan and Manitoba already have included this benefit in their Provincial plans;

AND WHEREAS these four Provinces represent 66% more or less of the citizens who will be covered under federal medicare on October 1st, 1969;

AND WHEREAS the practice of chiropractic is duly licensed under the laws of the Province of Ontario;

AND WHEREAS the Ontario Workmen's Compensation Board has utilized the services of the chiropractic profession continually since 1937;

AND WHEREAS the majority of the insurance companies provide chiropractic benefits in their group health and accident policies;

AND WHEREAS a large percentage of the population of Ontario has availed itself of chiropractic services;

BE IT THEREFORE RESOLVED that the Council of the City of Chatham request the Government of Ontario to uphold the rights of the people of Ontario to enjoy the benefit of the practitioner of their choice by including the option of chiropractic benefits in OHSIP."

To be Referred to the Public Works Committee:

(11) From the Honourable George E. Gomme, Minister of Highways, announcing that the Department will conduct five courses for Municipal employees in 1970 and supplying application forms, course outlines and general information. A subsidy is provided for expenses of persons attending the courses.

COMMUNICATIONS (cont'd)

To be Referred to the Public Works Committee (cont'd)

(12) From the Department of Energy and Resources Management (Ontario) as follows:

"It is drawn to the attention of your municipality that Section 13 of O. Reg. 449/67, under the Air Pollution Control Act, prohibits open burning except 'with the permission and under the direction of a Provincial Officer'. This section of the Regulation applies to open burning of municipal dumps throughout the Province. It is understood that open burning is being conducted at the Municipal Waste Disposal Site. If this is so, you are in violation of the Regulations under the Air Pollution Control Act, 1967.

As this type of open burning creates an air pollution problem, it is intended that in most locations it will eventually cease. Due to the location of your dump, we are unable to grant permission for open burning to continue after October 13, 1969. In the meantime, only brush, timber and paper are to be burnt."

To be Referred to the Parks, Recreation and Property Committee:

(13) From the Rotary Club of Montreal-Lakeshore, notifying of their project:

"The Peace Rose - A Symbol of Peace" and requesting the community to establish a Peace Rose Bed.

10% of purchase price of Peace Roses is contributed to The United Nations Association in Canada for UNESCO and UNICEF.

Which Have Been Referred to the Traffic and Streets Committee:

(14) From Queen's University, requesting permission to erect parking directional signs on City property at major entrances to the Campus.

(15) From the Township of Pittsburgh, enclosing a copy of their resolution to the Honourable George E. Gomme, Minister of Highways, strenuously opposing the Margison Report in that the place to bring a bridge across the Cataraqui River is in or near Barriefield Village.

To be Referred to the Traffic and Streets Committee:

(16) From the Department of Highways, notifying that a 10' strip of land along the north side of Bath Road from Portsmouth Avenue westerly to 895'± west of Grenville Road was acquired by the Department by Plans P-2071-12 and P-2071-16 in 1946 but inadvertently in 1952 had not been transferred to the City as a part of the Bath Road. They ask for a resolution of Council accepting the area of road widening shown on the Plans in order that they may deed the property to the City.

Which Has Been Referred to the Housing Sub-Committee of the Fire, Legislation and Housing Committee and to the Fire, Legislation and Housing Committee:

(17) From the Committee on Housing, Social Planning Council of Kingston and District, submitting brief on Design of Limited Dividend Row Housing.

(Note: Copies of Brief were distributed to the members of City Council by the Social Planning Council).

To be Referred to the Planning Board:

(18) From Limestone Homes Limited, dated September 8, 1969, stating:

"We today received the registered notice from the City Hall under the Weed Control Act 1960.

While this has been one of the preferred locations for a workingmen's housing development, the use of the lands has been sterile owing to the City having changed the multiple zoning existing prior to 1957 to R2.

COMMUNICATIONS (cont'd)

To be Referred to the Planning Board (cont'd)

(18) (cont'd)

Although the Ontario Municipal Board ruled that the area was not suitable for the R2 zoning and although we have repeatedly requested the City to restore the multiple zoning, our negotiations have bogged down with the requirement for a 66 foot thoroughfare in the midst of the development having only a width of 216 feet.

We attended a Meeting some years ago of the Traffic and Streets Committee under the Chairmanship of Alderman Hunter and it seemed to us that the gist of the resolution passed at that time was that the requirement of the Street be withdrawn.

In the circumstances it is no fault of the owners of this property that some brush has grown and our only inference here is that prospective tenants have been deprived of much needed low rental housing, i.e. the existing units, a fully self-contained brick dwelling with three bedrooms presently renting at $86.00 per month.

With the restoration of the multiple zoning, there is space for some one hundred additional low rental units and as the Application has bogged down in the Committee stage apparently we would ask that you bring this Application for the restoration of the R3 zoning before the City Council in session.

In an interview with the Minister of Municipal Affairs, accompanied by our valued Member, the Minister agreed to restore this zoning but before carrying out this, his officials conferred with our City Hall and in the end result the Minister suggested asking the Municipal Board to review the case pursuant to Section 44 of the Municipal Board Act.

It seems to us however that it would be more desirable if Committee would initiate this Application rather than carrying out the Application for the Municipal Board hearing."

-and-

Copy of reply of Clerk-Comptroller, dated September 15, 1969, stating:

"Rezoning - Barbara Avenue Area

This will acknowledge your letter of September 8, 1969, in which you comment on the zoning of the Barbara Avenue property owned by Limestone Homes Limited in connection with a notice that the Company has received under the Weed Control Act.

With respect to your comment that your application for rezoning has bogged down, if you check the records I believe that you will find that you have been notified by the Council on a number of occasions that the chief objection of the City to your proposed development was the private street situation. On one occasion your application reached the Court of Appeal and your appeal was refused.

As you will remember from the recent hearing by the Ontario Municipal Board on the application for approval of the development at Division and Kirkpatrick Streets, the City is still concerned and the Ontario Municipal Board expressed concern about the various problems that may arise in a subdivision or a development where private streets are approved.

The Municipal Board ordered that a site plan agreement be entered into in the Division and Kirkpatrick proposal in order to adequately deal with the problems that may arise where private streets are permitted in a development. To date no agreement has been reached as to whether the proposed site plan agreement is acceptable to the parties and to the Ontario Municipal Board.

COMMUNICATIONS (cont'd)

To be Referred to the Planning Board (cont'd)

(18) (cont'd)

If you wish to reapply for a rezoning of the Barbara Avenue area before the problem of private streets has been resolved in a rezoning development that is now before the Ontario Municipal Board, I would suggest that you would follow the usual procedure of submitting your application on our standard form."

-and-

In reply, from Limestone Homes Limited, dated September 17, 1969, stating:

"Re: Rezoning - Barbara Avenue area

Many thanks for yours of the 15th instant;

I note you refer to the Application before the Court of Appeal in this matter and it is only fair that we should clarify this.

As you will recall, the Ontario Municipal Board convened here with Chairman J. A. Kennedy and Mr. A. L. McRae on the panel. At the first Hearing, the Chairman cited the bondi decision on the North York case and adjourned and admonishing the civic authorities to bring in a 'yes' or 'no' decision on the rezoning, without conditions.

When the Board resumed with the same Members sitting, some two months later, the City paid no attention to the Board's admonition and City Solicitor Hugh F. Gibson was to confuse the Board in his summation, contending that we had not submitted a plan. In fact we had submitted several plans and so the Board adjourned for the submission of the plans.

When the Hearing resumed in November, another Board member, sitting along, erred in finding that the City was entitled to impose conditions as we were subdividing.

The facts are that we were not subdividing.

Now that the City has taken a different view on these private streets, it seems that there should be no difficulty in bringing a Resolution from the Legislation Committee reaffirming the zone change without the thoroughfare which was the only item in dispute.

This is one of the most desirable locations for low cost housing and we would respectfully urge that prompt attention be given to the processing of this re-instatement of the multiple zone which persisted at the time of passing of By-Law 3078. The OMB Decision of October 1958 indicated that the R2 zoning was not suitable."

Which Has Been Referred to the Police Commission and the Industrial Commissioner:

(19) From Mr. W. C. Coutu, Toronto, submitting comments upon being "ticketed" for parking in a "no parking" area on the west side of Collingwood Street on September 7, 1969, a day when 1500 students were moving into residence at Queen's University.

To be Referred to the Finance and Accounts Committee:

(20) From the City of Sarnia, requesting endorsation of their following resolution:

"WHEREAS Section 294 (a) sub-section (1) of The Municipal Act provides that a municipality may, by by-law passed before the adoption of estimates for any year, levy a sum on real property according to the last revised assessment roll before the adoption of estimates for that year;

AND WHEREAS Section 294 (a) sub-section (3) of The Municipal Act limits the penalty which may be imposed for non-payment of such levy to one-half of one percent on the first day of default and on the first day of each calendar month thereafter until the end of the year in which such taxes are levied;

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee (cont'd)

(20) (cont'd)

AND WHEREAS the benefit provided to municipalities by the first sub-section of the Act quoted above is negated by the second sub-section of the Act quoted above by reason of the lack of incentive to the taxpayer to pay the levy, caused by the excess of current bank interest rates over the maximum penalty rate allowed;

NOW THEREFORE BE IT RESOLVED that the Province of Ontario be requested to amend Section 294 (a) sub-section (3) of The Municipal Act by striking out that portion of the sub-section which reads 'provided that any percentage charge as a penalty imposed under sub-section (3) of section 120 of The Assessment Act for non-payment of any taxes or an instalment thereof levied, under this section shall not exceed one-half of one percent', thus allowing a penalty rate of 1% on the first day of default and on the first day of each calendar month thereafter until the end of the year in which such taxes are levied, instead of the present maximum rate of one-half of one percent."

To be Filed:

(21) From the Honourable Irwin Haskett, Minister of Transport (Ontario), acknowledging receipt of Council's resolution (R.69(6)69) endorsing the resolution of the City of Port Colborne respecting abandoned motor vehicles, and notifying:

"... This is an extremely complex matter and jurisdictions throughout North America are presently seeking acceptable solutions.

In Ontario an Interdepartmental Committee of senior officials has been formed to try to establish the size of the problem and to recommend methods of dealing with it. Its preliminary report is expected in the very near future."

To be Referred to the Finance and Accounts Committee:

(22) From the City of London, requesting endorsation of their following resolution:

"THAT WHEREAS The Honourable Mr. George Kerr, Minister of Energy and Resources, announced on September 6, 1969, that Provincial assistance will be made available to smaller municipalities to aid them in establishing sewage treatment facilities, because of the difficulty they are encountering in financing such facilities;

AND WHEREAS the City of London, for many years, has been pursuing a policy of eliminating water pollution by the construction of modern sewage treatment facilities, at a cost of many millions of dollars to the local taxpayer, without assistance from the Provincial Government;

AND WHEREAS many larger municipalities, including the City of London, are also finding it increasingly difficult to locate funds for the financing of further treatment facilities and the taxpayer in such larger municipalities is finding his local tax burden as onerous as his counterpart in the smaller municipalities;

THEREFORE BE IT RESOLVED that The Honourable Minister of Energy and Resources be urged to extend the announced financial assistance programme for sewage treatment facilities to include all municipalities which are responsible for sewage disposal."

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee (cont'd)

(23) From the City of Woodstock, requesting endorsation of their following resolution:

"WHEREAS bank interest rates for Municipal borrowing have continued on a steady upward trend;

AND WHEREAS Section 150, Subsection (1) of The Assessment Act provides that a Council may charge a rate not exceeding two-thirds of one per cent per month on all taxes classified as arrears (which rate is eight (8) per cent calculated as simple interest);

AND WHEREAS interest rates have risen to the point that the minimum rate of loans to Municipalities from Banks is not less than eight and one-half (8½) per cent and debenture interest rates are now above nine (9) per cent (calculated as compound interest);

AND WHEREAS the Province of Ontario has taken no action as yet to alleviate the problem;

NOW THEREFORE BE IT RESOLVED THAT in order to provide for an allowable interest rate that will accurately reflect the current interest rates being paid by Municipalities that rather than setting a fixed rate which required action by the Province before it can be altered upwards or downwards, thata rate be set which is three (3) per cent higher than the prime or minimum bank interest rate."

To be Referred to the Social Services Committee:

(24) From the City of Owen Sound, requesting endorsation of their following resolution:

"WHEREAS The Child Welfare Act, 1965 provided for the establishment of a Child Welfare Review Board of five persons to rule on any disagreement between the Province, a Children's Aid Society and the Council of a municipality with respect to the estimate of expenditures or on the portion of the estimate that is referable to the municipality; and

WHEREAS Bill No. 145 which has been given First Reading in the Legislature proposes to abolish The Child Welfare Review Board and to replace it with a Review Committee which in effect means that the Minister will have the sole right to arbitrate any disagreements as the new Committee will not have any power; and

WHEREAS the principle of appeal to a neutral third party (the Review Board) is an integral part of the Canadian democratic process;

THEREFORE BE IT RESOLVED that the Council of the City of Owen Sound petition the Ontario Government to withdraw the Section of Bill 145 which would repeal The Child Welfare Review Board and replace it with a Child Welfare Review Committee."

To be Referred to the Fire, Legislation and Housing Committee:

(25) From Kingston Enterprises Limited, dated September 22, 1969, stating:

"Re: Crestview II
R2 Lots and School Sites

I have seen the Report No. 74 of the Fire, Legislation & Housing Committee, Item #7, viz:

> *"That, since at the Ontario Municipal Board Hearing on a motion for direction, which was held in the Council Chamber on August 27, 1969, the counsel for the City requested the applicant to provide a list that would identify the points which are in dispute from the point of view of Kingston Enterprises Limited with respect to the whole subdivision agreement, so that the whole matter may be resolved in a single hearing:"*

COMMUNICATIONS (cont'd)

To be Referred to the Fire, Legislation and Housing Committee (cont'd)

(25) (cont'd)

The rules of Council and its Committees adopted in recent years prevents the members of Council, not members of the particular Committee, as well as those members of the Committee who were absent from hearing the arguments of property owners who are making applications.

The end result is that the City Council in session does not give the property owners the opportunity of addressing Council in session, which is the practice of nearly every other municipality.

The result is that at times misleading information is given Council in session.

An illustration of this is in the recital of the paragraph indicated above.

The facts are that the Ontario Municipal Board sat here on August 27th last for direction in connection with our Appeal on the sewer surcharge affecting only the R3 lots.

You were perfectly well aware as this was confirmed in the Minister's letter of May 26th last to Mayor Swain in that the R2 zones and the School Sites were in no way connected with the controversy and the Minister recommended that the processing of this phase of the development could be proceeded with immediately.

I would like it therefore if this correction were made in the Committee's Report to Council this evening."

PETITIONS

REPORTS

Ald. Speal presented Report No. 73 of the Committee on Traffic and Streets as follows.

(Clause 11 as presented on the Agenda was NOT PRESENTED).

Moved by Ald. Speal, seconded by Ald. Vosper, That Report No. 73 of the Traffic and Streets Committee be received and adopted clause by clause.

REPORT NO. 73

To the Mayor and Members of Council Kingston, September 16, 1969

The Committee on Traffic and Streets reports and recommends as follows:

1. That by-laws be presented to Council to amend By-Law No. 24 (Traffic By-Law) and By-Law No. 495 (Meter By-Law) to provide:

   (a) for installation of twelve minute meters (1¢ for 12 minutes) on both sides of Wellington Street between Brock Street and Princess Street;

   (b) for installation of five hour parking meters (5¢ per hour) on the Confederation Parking Lot;

   (c) for erection of "Yield" signs at the following locations:

      (i) on Counter Street at the right turn channelized lane onto Division Street;

      (ii) on Division Street at the right turn channelized lane onto Counter Street; and,

      (iii) on Green Drive at Queen Mary Road;

Traffic and Streets Report No. 73 (cont'd)

1. (cont'd)

(d) for installation of signal lights at the intersection of Counter and Division Streets;

(e) for installation of 61 two hour meters with the rate of 5¢ per half-hour on the Market Square in place of existing five hour meters, subject to the concurrence of the Parking Authority;

NOTE: 16 five hour meters and 4 twelve minute meters on the Market Square are not affected by the foregoing recommendation

(f) for the prohibition of parking on both sides of the City owned land located opposite Queen Mary Road from Bath Road northerly 150 feet more or less; (See Clause 7 of this Report)

(g) for a 15 minute parking area on the north side of Main Street from 75 feet east of Division Street easterly 25 feet.

(See By-Laws Nos. 6427, 6428 and 6429) *CARRIED*

At the request of Ald. Cook it was agreed that the following clause 2 be considered and voted upon sub-clause by sub-clause.

2. That a by-law be presented to Council to amend By-Law No. 10, "A By-Law Respecting Streets", to provide:

(a) that the permitted driveway width in residential areas be increased from 25 per cent to 30 per cent of property frontage;

CARRIED

(b) that the minimum depth of a parking space on an owner's property be 20 feet before he is permitted to drive over or pave City owned property between the street line and the roadway;

CARRIED 8:7

(c) that sidewalks adjacent to driveways be distinctly separate from the driveways -

(i) by a small separation;

(ii) by use of a different material; or,

(iii) by a grade differentiation;

it being understood that curb depressions or asphalt ramps will not be permitted where the sidewalk meets the roadway.

(See By-Law No. 6438) *CARRIED*

3. That a by-law be presented to Council to amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act", to provide that only trucks be permitted to use loading zones. In addition, station wagons having a carters license will be permitted to use loading zones.

NOTE: At present, trucks and vehicles from business establishments may use loading zones.

(See By-Law No. 6430) *CARRIED*

4. That, as recommended by the Parking Authority, a by-law be presented to Council to establish a parking lot on the land owned by the City at the north-east corner of Brock and Ontario Streets, and to name the parking lot "Confederation Parking Lot".

(See By-Law No. 6431) *CARRIED*

Traffic and Streets Report No. 73 (cont'd)

5. That, the action taken by the Traffic and Streets Committee under the delegated powers of Council during the summer months to approve the following resolution, be ratified:

> *"that, as recommended by the Traffic and Streets Administrator, the Department of Highways be requested to assume the section of Bath Road from the Railway tracks to the west City limit as a provincial highway since most of the north side of this section of Bath Road is within the Township boundary and the south side is within the City and owned by the Federal government."*

CARRIED 14:1
(Ald. Keenleyside opposed)

6. That, as recommended by the Traffic and Streets Administrator,

(a) Section 25 and the first paragraph of Section 28 of By-Law No. 10, "A By-Law Respecting Streets" be amended to read as follows:

25. "Boulevard" means all such parts of the street allowances in the City of Kingston between the curb or edge of the roadway and the street line including shoulders and medians.

28. No person shall drive or place or cause to be driven or to be placed any vehicle or any part thereof in or upon any such boulevard. Notwithstanding the foregoing, parking of vehicles shall be permitted in driveways servicing a residence, constructed in accordance with City standards and beyond 50 feet from any intersection corner, between the street line and three feet from the inner edge of the sidewalk and if no sidewalk exists, between the street line and seven feet from the inner edge of curb or edge of pavement. No such vehicle shall be parked upon the boulevard section of a driveway as permitted in this section for longer than 12 consecutive hours.

In Section 28 and 28(a) of this By-Law -

"Vehicle" includes a motor vehicle, trailer, traction engine, farm tractor, road-building machine and any vehicle drawn, propelled or driven by any kind of power including muscular power.

(b) The following Section 28(a) be added to By-Law No. 10:

28(a) 1. Where a person has driven or placed or caused to be driven or to be placed any vehicle or any part thereof in or upon a boulevard in contravention of Section 28 of By-Law No. 10, "A By-Law Respecting Streets", the police officer so finding any such vehicle shall attach to the vehicle a parking ticket in the form of a serially numbered Notice stating,

(i) the permit number and a concise description of the vehicle;

(ii) that the vehicle is unlawfully parked;

(iii) the nature of the offence;

(iv) the date, time and place of the alleged offence;

(v) that the owner or operator thereof may make a voluntary payment of the penalty to the Corporation of the City of Kingston within two days after the day when the ticket was attached, exclusive of Saturdays, Sundays and holidays, during office hours;

(vi) that in the event of failure to so report and make such payments, a summons may be issued under The Summary Convictions Act.

Traffic and Streets Report No. 73 (cont'd)

6. (b) (cont'd)

28(a) 2. The parking ticket shall be prepared in triplicate and the police officer shall attach one copy to the vehicle and deliver the other copies to the offices of the Corporation of the City of Kingston.

28(a) 3. The owner or operator of the vehicle may within two days, exclusive of Saturdays, Sundays and holidays, after the day when the ticket was attached to the vehicle, pay to the Corporation of the City of Kingston during office hours, the sum indicated in respect of the following contraventions of By-Law No. 10:

CONTRAVENTION	PENALTY
(i) Parking in a boulevard	$3.00
(ii) Parking in excess of 12 hours in a boulevard section of a driveway	$1.00

28(a) 4. The said sums of $3.00 and $1.00 shall be accepted as the payment of a penalty in full satisfaction in respect of the alleged offence, and a receipt therefor shall be given to the person making the payment.

28(a) 5. The payments of $3.00 and $1.00 referred to in Subsection 28(a) 3. shall form part of the general revenues of the Corporation.

28(a) 6. If a voluntary payment is not made in accordance with the procedure provided for in the foregoing Subsection 28(a) 1. to Subsection 28(a) 3., the procedure of the Summary Convictions Act shall apply.

28(a) 7. The owner of a vehicle shall incur the penalties provided for any violation of Section 28 of this by-law unless at the time of such violation the vehicle was in the possession of some person other than the owner without the owner's consent and the driver of a vehicle not being the owner shall also incur the penalties provided for any such violation.

28(a) 8. If a voluntary payment is not made in accordance with the procedure provided for in the foregoing Subsections 28(a) 1. to 28(a) 3., the procedure of the Summary Convictions Act shall apply.

28(a) 9. The affixing of a parking ticket as provided in Subsection 28(a) 1. of this by-law, is an optional procedure, and nothing herein is to be construed as a prohibition against the issuing of a summons in the first instance alleging a break of Section 28 of this by-law.

(See By-Law No. 6432) *CARRIED 10:5*

(Ald. Cook opposed)

7. That a by-law be presented to Council to dedicate as a street upon completion of construction, the portion of City owned land located opposite Queen Mary Road from Bath Road northerly 150 feet more or less and being 86 feet in width leaving at least a one foot reserve along the entire west side of the property to be dedicated.

(See By-Law No. 6433) *CARRIED*

8. That, as agreed to by the abutting property owners, application be made to the County Judge under the Registry Act to close the road allowance off Montreal Street shown on Plan C-22 adjoining Lots 5 and 6.

(See By-Law No. 6424) *CARRIED 14:0*

(Ald. Speal abstained from voting)

Traffic and Streets Report No. 73 (cont'd)

9. That, as recommended by the Clerk-Comptroller, a by-law be presented to Council to dedicate as a street upon completion of construction a 66 foot road allowance from Montreal Street to Bell Island. All survey costs to be charged to the project.

(See By-Law No. 6434) *CARRIED*

10. That the proposed Street Lighting Programme for 1969 be approved as follows:

STREET	FROM	TO	LIGHTS NO.	LIGHTS TYPE	ESTIMATED CAPITAL COST
Florence	BARRETT SUBDIVISION		4	175W	$ 604.
* Brant	Ruskin	Kirkpatrick	2	200W	669.
Barbara	Division	Alfred	3	175W	1,281.
Stuart	University	Barrie	8	400W	1,187.
Ontario	Barrack	Johnson	19	400W	9,000.
				TOTAL:	$12,741.

* The Developer and/or Bonding Company will be invoiced for lights on Brant Avenue.

CARRIED

Respectfully submitted,

(signed) *George N. Speal* (CHAIRMAN)
Geo. Vosper
V. C. Brightman
H. G. Hunter
D. J. Travers

Ald. Matthews presented Report No. 74 of the Committee on Fire, Legislation and Housing as follows.

Council consented:

(a) to the WITHDRAWAL of Clause 7, and
(b) to the amendment of Clause 8 by adding the words "low cost" to the last paragraph of sub-clause E immediately following the word "new".

Moved by Ald. Matthews, seconded by Ald. Travers, That Report No. 74 of the Fire, Legislation and Housing Committee be received and adopted clause by clause.

REPORT NO. 74

To the Mayor and Members of Council Kingston, September 5, 1969

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That, as recommended by the Purchasing Agent, and in view of Fire Chief Gibson's comments concerning the safety features on the Seagrave Aerial ladder unit (as outlined in the Minutes of Meeting No. 30 of the Fire, Legislation and Housing Committee meeting held on September 4, 1969), the tender of King-Seagrave Limited, Woodstock, Ontario, covering the manufacture and supply of one King-Seagrave deluxe custom-built, 100' "Rear Admiral" aerial ladder truck, mounted on and including a King-Seagrave Model 817KAR100 chassis, in the amount of $64,915.00, Federal and Provincial Sales Taxes exempted, be accepted, being the most acceptable tender received, subject to the approval of the Ontario Municipal Board.

CARRIED

Fire, Legislation and Housing Committee Report No. 74 (cont'd)

2. That a by-law be presented to Council to amend By-Law No. 23, "A By-Law Respecting the Fire Department", as follows:

(1) That Paragraph 3 of Section 22 be amended to provide that training examinations for First Class Firefighters and above be held every second year, rather than once every twelve months, and that they be discontinued after twenty years' service except for tests on new techniques and for promotions.

(2) That Section 51(a) be repealed and the following be substituted as Section 51(a):

"There shall be a Selection Board composed of the Fire Chief, the Deputy Fire Chief, the Training Officer, any two Platoon Chiefs, and the Personnel Officer or the Clerk-Comptroller. However, any member of the Board who is applying for a promotion shall not act on the Board while such promotion is being considered."

(3) That Section 60 be amended to provide that the subsistence allowance for an employee attending a course at the Ontario Fire College be increased from $5.00 to $10.00 for each 7 day week.

(See By-Law No. 6439) *CARRIED*

3. That, due to the fact approximately 60% of the students attending Queen's University have to be accommodated in the private housing market, thus diminishing the supply of housing for Kingston families, strong recommendation be made to the Department of Economics and Development in the form of a brief to be prepared by the Fire, Legislation and Housing Committee, requesting a hearing to discuss the housing crisis in Kingston, and the role of Queen's University in connection with the housing crisis, in an attempt to come to some solution to the problem.

CARRIED

4. That Queen's University be requested to invest the sum of one million dollars from their Endowment Fund into Limited Dividend Housing, and that this housing be constructed on raw land.

CARRIED 11:4
(Ald. Keyes and Ald. Vosper opposed)

5. That the proclamation of the week of September 8th to September 13th, 1969, as "Y" Week in Kingston, be confirmed, approved and ratified.

CARRIED

6. That no action be taken on the following resolution of the City of Windsor:

"THAT WHEREAS subsection 3A of Section 150 of The Municipal Act provides for the Presiding Officer of Council to have a second vote in the event of a tie vote to fill a Council vacancy;

AND WHEREAS such an arrangement can scarcely be justified at a period in democratic progress when the concept of one vote per citizen has long been accepted;

AND WHEREAS in a Council where no one member's vote is of value on any other question or issue;

BE IT THEREBY RESOLVED that the Minister of Municipal Affairs be urged to recommend amendment of Subsection 3A of Section 150 of The Municipal Act to provide some other method to break a tie vote where it becomes necessary to fill a Council vacancy."

LOST 0:15

Moved by Ald. Keyes,
Seconded by Ald. Cook,

That clause 6 be referred back to the Fire, Legislation and Housing Committee.

CARRIED 14:
(Ald. Meister oppos

Fire, Legislation and Housing Committee Report No. 74 (cont'd)

September 12, 1969

7. That, since at the Ontario Municipal Board Hearing, on a motion for direction, which was held in the Council Chamber on August 27, 1969, the counsel for the City requested the applicant to provide a list that would identify the points which are in dispute from the point of view of Kingston Enterprises Limited with respect to the whole subdivision agreement, so that the whole matter may be resolved in a single hearing;

And since the Board advised that before it would further consider the applicant's request in regard to the matters still in dispute before the Board, the Board would require that the applicant deliver to the Board and to the City of Kingston a list of the points still in dispute;

And since the City has not received such list of points in dispute;

Therefore, no action be taken on the request of Kingston Enterprises Limited dated September 8, 1969, that the City process the parts of Crestview Subdivision II, namely lots 48 to 76 inclusive, which are zoned R2, and the Public School site on Block "B" and the Separate School site on Block "D";

And the applicant be notified that when he submits a list of the points still in dispute, the Committee is prepared to meet with the applicant to see what points can be resolved before a new hearing date.

WITHDRAWN

Moved by Ald. Kuyek,
Seconded by Ald. Matthews,

That the following clause 8 be further amended by:
(a) deleting the following words from the fourth paragraph of sub-clause A: "and the expropriation laws affecting home-owners are out-dated," and
(b) deleting the following words from the eleventh paragraph of sub-clause A: "9) Where private homes are expropriated for urban renewal projects that the displaced homeowners be assured comparable alternative housing at the expropriation price,".

CARRIED

8. That the United Electrical, Radio and Machine Workers of America be notified:

A. That the following preamble and clauses of their resolution concerning housing are endorsed:

"WHEREAS there is a scandalous insufficiency of housing in most areas of Canada, with uncontrolled speculation and profiteering resulting in the prices to working people, either to rent or to buy suitable living accommodation being far beyond their financial capabilities, and

WHEREAS high interest rates and mounting property taxes are an increasing burden to existing homeowners, and

WHEREAS older homes are not being kept in good repair due to the high cost of building material and increased taxes for improvements, and

WHEREAS poor housing can contribute to the mistreatment and neglect of children who become victims of their environment, and

WHEREAS the solution to the problem of housing is blocked by continuous buck-passing between the three levels of government and their various housing and mortgage agencies while there is a crying need for governments to take immediate steps to relieve the housing crisis in Canada,

Fire, Legislation and Housing Committee Report No. 74 (cont'd)

8. A. (cont'd)

THEREFORE BE IT RESOLVED that this 31st UE Convention urge immediate and continued mobilization of effort, locally and nationally, in co-operation with other unions and community organizations where possible, in a flexible manner dictated by the specific community situation, directed towards getting action by the appropriate levels of government along the following lines:

1) That we call on the Provincial and Federal governments to set up Departments of Housing under full-time Ministers, to be responsible for policy, planning, initiating public housing programs, setting standards and to co-ordinate all activities in the housing area,

4) That we call on the Provincial and Federal governments to accept full responsibility for education costs and assure that the saving to local authorities is passed on in reduced residential property taxes on owner-occupied houses,

8) That encouragement be given to expansion of co-operative housing across Canada,

10) That anti-discrimination clauses be written into all housing legislation, contracts, leases, etc."

B. That they be requested to give consideration to amending clauses (2), (3) and (11) of their resolution, as follows:

(i) That clause (2), which reads:

"That adequate shelter be considered a public utility to which everyone has a right, and which it is the direct responsibility of governments to assure, by subsidizing the public rather than private enterprises as at present,"

be amended to read:

"That adequate shelter be considered a public utility to which everyone has a right, and which it is the direct responsibility of governments to assure."

(ii) That clause (3), which reads as follows:

"That the foundation for a solution to the housing crisis must be a greatly expanded public housing program of all types of accommodation with controlled rents geared to incomes, maximum 20 percent. These multi-unit, row-housing and apartment buildings should be designed on a community basis with complete services, including nursery schools, playground facilities, parks and open spaces, so that public housing is regarded as highly desirable housing, not welfare housing."

be amended to read:

"That the foundation for a solution to the housing crisis must be a greatly expanded public housing program of all types of accommodation with controlled rents geared to incomes.

These multi-unit, row-housing and apartment buildings should be designed on a community basis with complete services, including playground facilities, parks and open spaces, and nursery schools where necessary, so that public housing is regarded as highly desirable housing."

Fire, Legislation and Housing Committee Report No. 74 (cont'd)

8. B. (cont'd)

(iii) That clause (11), which reads:

"That governments look for additional funds for housing in legal lotteries, in the funnelling of Canada Pension Plan and other pension funds into housing, and through the sale of housing bonds.",

be amended to read:

"That governments look for additional funds for housing in the funnelling of Canada Pension Plan and other pension funds into housing, and through the sale of housing bonds."

C. That clause (5) of their resolution, which reads:

"That an aggressive program of assembling land for houses with full services, including water and sewage, be followed, based on immediate expropriation by the municipalities concerned of all land held by private speculators and that such land be sold at cost to prospective homers,"

is not endorsed, since expropriation under the present Expropriating Procedures Act is very costly; and it is recommended that they consider requesting an amendment to the present provincial "H.O.M.E." legislation to permit the expansion of the H.O.M.E. Plan to include provision for establishing projects on land outside municipal boundaries.

D. That clause (6) of their resolution, which reads:

"That the Federal government immediately reduce interest rates for N.H.A. mortgages to the level of borrowing costs to the government,"

is not endorsed, since this would reduce the supply of mortgage money available from lending institutions, and it is recommended that they consider the advisability of amending clause (6) of their resolution to provide that the Federal Government be requested to grant direct loans at reduced interest rates.

E. That clause (7), which reads:

"That Federal and Provincial taxes be removed from building supplies, and assure that the full amount of these tax reductions is deducted from the retail prices of such supplies,"

is not endorsed, since the removal of the Federal and Provincial sales tax on building supplies would benefit commercial, industrial and high priced homes, as well as low priced homes, resulting in a loss of tax revenue which would have to be replaced from other sources; and it is recommended that they consider that a direct lump subsidy be given to owners who are building new *low cost* homes, to offset the sales tax paid by them on their building supplies.

CARRIED AS AMENDED 13:2

9. That, as requested by Frederick A. Praeger, Inc., permission be granted for the reproduction of *"City Hall, Kingston (1843)"*, photographed in 1856, in their forthcoming volume of *Encyclopedia of Art and Artists*, in both English and foreign-language editions.

CARRIED

September 19, 1969

10. That, as recommended by the Purchasing Agent, the account of S & R Department Store in the amount of $521.43, as follows, as a charge against Account #33 - Wearing Apparel, Linen, Fire Department, be approved for payment:

Fire, Legislation and Housing Committee Report No. 74 (cont'd)

10. (cont'd)

60 Wabasso Cotton Sheets	$156.00
30 pr. Wabasso Pillow Cases	45.00
10 Ayers Wool Blankets	130.00
50 Terry Bath Towels	60.00
96 pr. wool mitts	105.60
	$496.60
Ontario Retail Sales Tax	24.83
Total:	$521.43

CARRIED

Respectfully submitted,

(signed) K. W. Matthews (CHAIRMAN)
D. J. Travers
C. J. Meister
Joan Kuyek
D. G. Timmins

Ald. Cook presented Report No. 75 of the Committee on Parks, Recreation and Property as follows.

Moved by Ald. Cook, seconded by Ald. Brightman, That Report No. 75 of the Parks, Recreation and Property Committee be received and adopted clause by clause.

REPORT NO. 75

To the Mayor and Members of Council Kingston, September 15, 1969

The Committee on Parks, Recreation and Property recommends as follows:

1. That the account of Northern Electric Co. Ltd. in amount of $1,050.00 for supply of electrical equipment be paid.

CARRIED

2. That a by-law be presented to Council to amend By-Law No. 19, "A By-Law Respecting City Property and Public Parks", to include the following new Section 31:

31. YOUTH CENTRES

The City Treasurer shall require from every applicant for rental of the facilities in the Youth Centres a deposit in advance of the rent payable under this By-Law.

Schedule of Rates for Rental of Facilities in Youth Centres

Ice Time	Rental Rates
Minor Hockey Leagues Figure Skating Clubs Churches Schools Off-hour Broomball	$ 7.00 per hour
Queen's University St. Lawrence College Adult Groups Industrial Hockey Leagues Industries Prime-time Broomball	$12.00 per hour

Parks, Recreation and Property Committee Report No. 75 (cont'd)

2. (cont'd)

Second Floor Auditorium

When no admission fee is charged and the purpose is for no financial gain either to the group or participants -

Half Auditorium	$1.25 per hour
Whole Auditorium	$2.50 per hour

When used for financial gain -

Half Auditorium	$2.50 per hour
Whole Auditorium	$5.00 per hour

Ground Floor Facilities

For first 4 hours	$50.00
For each hour thereafter	$ 5.00

(See By-Law No. 6440) *CARRIED 13:2*

See following amendment which was lost.

Moved by Ald. Kuyek,
Seconded by Ald. Matthews,

That clause 2, Report No. 75 be amended to also provide:

That, in the case of the Wally Elmer Youth Centre, except for hockey facilities, those people in the area who desire the use of the facility for a non-profit activity should be permitted to use the youth centre free of charge, provided it does not conflict with other activities.

LOST 4:11

Respectfully submitted,

(signed) *W. T. J. Cook* (CHAIRMAN)
V. C. Brightman
J. L. Keenleyside
Joan Kuyek
D. G. Timmins

Ald. Speal presented Report No. 76 of the City of Kingston Planning Board as follows.

Council consented to the amendment of Clause 1 by deleting the following words from the end of sub-clause (3): "it being noted that Council and the applicant have agreed on the sum of "

Moved by Ald. Speal, seconded by Ald. Vosper, That Report No. 76 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 76

To the Mayor and Members of Council Kingston, September 12, 1969

The City of Kingston Planning Board reports and recommends as follows:

1. That the Minister of Municipal Affairs be requested to impose, pursuant to Section 24 of the Condominium Act, as conditions of his approval of the descriptions for registration purposes of the proposed Condominium at the south-west corner of Mowat Avenue:

    (1) That southerly access to the applicants' property not be beyond the most southerly access to the Portshore Investments Ltd. property situated to the east;

City of Kingston Planning Board Report No. 76 (cont'd)

1. (cont'd)

   (2) That the applicant fence or hedge its property from the aforesaid southerly access point of his property to the water edge;

   (3) That in lieu of the conveyance for public purposes other than highways required under subsection 5 of Section 28 of The Planning Act, the acceptance by the municipality of money not to exceed 5% of the original purchase price of the lands, these moneys to be expended for the recreational development of the area.

CARRIED AS AMENDED 14:1
(Ald. Keenleyside oppose

2. That, as recommended by the Finance Committee, in order to permit the construction of a Limited Dividend Housing Project, a by-law be presented to Council to amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas", to change the zoning from Agricultural to R3 (multiple family) on a 5.37 acre parcel of land at the south-west corner of Bath Road and Portsmouth Avenue as follows:

   (a) Notwithstanding the extent and boundaries of the Zoning Maps referred to in Section 3.2, the lands at the south-west corner of Bath Road and Portsmouth Avenue containing approximately 5.37 acres of land and shown on the survey plan prepared by Humphries and Burgham, Ontario Land Surveyors, dated September 18, 1969, shall be deemed to be included in the R3 zone.

   (b) Notwithstanding the provisions of Section 47A of By-Law No. 3078 as amended, which provides that no building fronting on a lane shall be erected, and of Section 47B of By-Law No. 3078 as amended, which provides that no building shall be erected at the rear of any other building on the same lot, the erection and occupation of 50 three-bedroom family units and 26 four-bedroom family units shall be permitted on the lands affected by this by-law and shown on said survey plan provided that the location of the said buildings is in substantial conformity with the location shown on the site plan prepared by E. A. Cromarty, Architect, dated September 18, 1969.

(See By-Law No. 6441) *CARRIED*

Respectfully submitted,

(signed) George N. Speal
E. V. Swain
G. W. Vosper

Ald. Keyes presented Report No. 77 of the Committee on Public Works as follows.

Council consented to the addition of clause 6 for presentation to Council.

Moved by Ald. Keyes, seconded by Ald. Hunter, That Report No. 77 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 77

To the Mayor and Members of Council Kingston, September 15, 1969

The Public Works Committee recommends as follows:

1. That, since J. D. Lee Engineering Ltd. have advised that the curb and gutter section and sidewalk constructed in front of four properties on Division Street in the Overpass area made it necessary to either ramp the driveways into the street or depress the sidewalk, and since J. D. Lee Engineering Ltd. chose the latter, By-Law No. 10, "A By-Law Respecting Streets" be amended to permit depressed driveway entrances at Nos. 939, 941, 947 and 951 Division St. as a trial installation.

(See By-Law No. 6442) *CARRIED 14:1*

Public Works Committee Report No. 77 (cont'd)

2. That the tender of Canadian Salt Co. Ltd. for the supply of an overall quantity of 2200 c.y. of coarse and fine crushed ice control salt at a cost of $12.19 (T.I.P.) per ton and $11.34 (T.I.P.) per ton, respectively, be accepted being the lower tender received.

CARRIED

3. That Mr. P. Liang, P.Eng., be granted 1½ hours per week time off with pay to attend Queen's University.

CARRIED

4. That, since the pavement, curbs, gutters and boulevards constructed on Green Drive under agreement with Uscan Development Corporation Limited have been completed without deficiencies, the services be accepted for future maintenance by the City of Kingston, subject to the Uscan Development Corporation Limited providing a two year guaranteed maintenance bond and payment of accounts that may be owing to the City of Kingston.

CARRIED

5. That the services of J. D. Lee Engineering Ltd. be engaged to investigate the problem of controlling the hydraulic grade line in the North End Sewer System to reduce flooding and to prepare an Engineering Report at a cost not to exceed $1,000., and that the expenditure be charged to the Reserve for Special Sewer Fund.

CARRIED 14:1

6. That the following resolution of the City of London be endorsed:

"That the Minister of Highways be advised that the City of London is opposed to its request for an amendment to The Highway Improvement Act which would relieve a municipality from contributing to a Suburban Roads Commission and the construction and maintenance of roads outside of the municipality, being held in abeyance for a period of two or three years until the Act is reviewed by the Department; and further that the Minister be advised that a delegation of City representatives is prepared to meet with him and representatives of other municipalities interested in being relieved of road costs outside of the municipality, for the purpose of further pursuing this request; and further that copies of this resolution and the Council's previous resolution be forwarded to the local members of the provincial legislature and other Ontario municipalities contributing to Suburban Roads Commissions for support and endorsement."

CARRIED

Respectfully submitted,

(signed) K. Keyes (CHAIRMAN)
H. G. Hunter
D. G. Timmins
Geo. Vosper
E. Watts

Ald. Keyes presented Report No. 78 of the Committee on Finance and Accounts as follows.

Council consented:

(a) to amend clause 16 by deleting the word "requested" and substituting therefor the word "reported"; and
(b) to the addition of clauses 21 to 25 for presentation to Council.

Moved by Ald. Keyes, seconded by Ald. Speal, That Report No. 78 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 78

To the Mayor and Members of Council Kingston, September 17, 1969

The Committee on Finance and Accounts reports and recommends as follows:

Finance and Accounts Committee Report No. 78 (cont'd)

1. That a by-law be presented to Council to authorize the purchase of the property of Nelson Cain and Velma Cain at 51 Sutherland Drive (166' x 260'±) for the sum of $1,200.00 less $59.26 for outstanding taxes, levies and arrears ($1,140.74)

-and-

That the following budget appropriation amendment be approved:

	Increase	Decrease
FINANCE COMMITTEE		
CONTRIBUTIONS FROM REVENUE FUND - Capital Expenditures - Cain Purchase	$1,141.	-
UNCLASSIFIED - Contingencies	-	$1,141.

CARRIED 14:0

(See By-Law No. 6443) (Ald. Enright abstained from voting)

2. That the following resolution of the City of St. Catharines be ENDORSED:

"WHEREAS the Committee established by the Legislature to inquire into and report upon matters dealing with conflicts of interest of public employees has reported its deliberations and recommendations to the Prime Minister of Ontario; and

WHEREAS newspaper reports have indicated that legislation relating to the report will be among the bills to be presented to the Legislature early in the sittings commencing in September; and

WHEREAS it appears that elected and appointed municipal officials who will be most directly affected thereby have little knowledge of the Report and have had no opportunity of expressing their views thereon;

THEREFORE BE IT RESOLVED that the Council of the City of St. Catharines petition the Prime Minister and the Government of Ontario to solicit the views of municipalities and other interested groups and individuals before proceeding with the proposed legislation." *CARRIED*

3. Whereas the Ontario Department of Highways requires that land acquisition must be completed prior to the award of a contract for road construction;

And Whereas there is usually a very long period of time involved in multiple negotiations for land acquisition;

(A) That application be made to the Council of The Corporation of the City of Kingston in accordance with the provisions of *The Expropriatio Act, 1968-69* for approval to expropriate the lands required for the widening of the Bath Road from 140' west of Palace Road to 767' west of Queen Mary Road as shown outlined in red on City of Kingston Plans:

B-336-4 dated 6-5-69 and Revised 6-8-69
B-336-3 dated July 1969 and Revised 6-8-69 and 25-8-69
B-336-2 dated 6-5-69 and Revised 6-8-69 and 25-8-69
B-336-1 dated Feb. 1969 and Revised 6-8-69 and 25-8-69
B-336 dated Feb. 1969 and Revised 6-8-69 and 25-8-69
B-335-1 dated Feb. 1969 and Revised 6-8-69

from the following owners:

Amphi Motors - 21' x 222'± (0.11 Ac. ±)
Blommestyn Construction Ltd., C.J.M. - 21' x 163'± (0.08 Ac.
Blommestyn, Cornell J.M. (Trustee) - 21' x 262'± (0.12 Ac.±)
Canadian Interurban Properties Ltd. - 4.5' x 876'±(0.09 Ac.±
Clarke, Aden & Jean - (0.02 Ac.±)
Homestead Land Holdings Ltd. - 17' x 123' (0.05 Ac.±)
Kett, Herbert J. & Rita - House & Land - (0.38 Ac.±)
Splinter & Sons Ltd., G. - 21' x 264' - (0.13 Ac.±)
Uscan Development Corp. Ltd. - 17' x 258' - (0.11 Ac.±);

Finance and Accounts Committee Report No. 78 (cont'd)

3. (cont'd)

(B) That the Clerk-Comptroller be authorized to sign the *Application for Approval to Expropriate Land (Form 1: Ontario Regulation 73/69)* on behalf of The Corporation of the City of Kingston:

(C) That *Application for Approval to Expropriate Land*, dated September 22, 1969, from The Corporation of the City of Kingston, BE TABLED; and

(D) THAT the necessary land surveys, appraisal reports and newspaper advertising be authorized to be obtained at an estimated cost of $2,000. to be charged to "Work in Progress - Account No. 5079".

CARRIED 14:1
(Ald. Watts opposed)

4. That, as recommended by the Joint Emergency Measures Organization Committee and as agreed to by the County of Frontenac, the following budget appropriation amendment be approved in order to provide funds for the purchase of a replacement chain saw for use with the E.M.O. Rescue Vehicle:

	Increase	Decrease
EMERGENCY MEASURES ORGANIZATION		
Equipment - Rescue Unit - Chain Saw	$132.	-
Less County of Frontenac Share	49.	-
FINANCE COMMITTEE		
Contingencies	-	$83.

CARRIED

5. That a by-law be presented to Council to authorize the sale of 0.99 Acres ± of part of Lots 1 and 2, Registered Plan 473, Township of Kingston, (Former Chamber of Commerce Information Booth Site on south side of Highway No. 2 immediately west of Sentry Shopping Centre) to Guard Holdings & Enterprises Limited (formerly Guard Holdings Limited), who have exercised their option under By-Law No. 5950 to purchase this property, for the sum of $18,000.00.

(See By-Law No. 6444) *CARRIED*

6. That:

(a) the 11.31 acres of McConville property, north of Counter Street fronting on Lappans Lane be acquired by using current funds instead of debenture funds as authorized by clause 22, Report No. 66 (1969) to avoid an increase in debenture debt and extra interest costs;

(b) the following budget appropriation amendment be approved:

	Increase
REVENUE	
SUNDRY OTHER REVENUE - Sale of Properties - Guard Holdings	$18,000.
EXPENDITURES	
FINANCE COMMITTEE	
CONTRIBUTIONS FROM REVENUE FUND - Capital Expenditures - McConville Land Purchase	$13,707.
UNCLASSIFIED - Contingencies	$ 4,293.

Finance and Accounts Committee Report No. 78 (cont'd)

6. (cont'd)

and,

(c) By-Law No. 6402, "A By-Law to Authorize the Purchase of Land on the West Side of Lappans Lane for Industrial Site Purposes and to Borrow Therefor the Sum of $13,707. upon Debentures" be amended on third reading to delete reference to borrowing upon debentures.

CARRIED

7. That the following budget appropriation amendment be approved in order to provide $150.00 to pay the rental cost of the Memorial Centre for the evening of October 31, 1969, when the group "Up With the People" will present a show "Thanks for the Millions" as a gesture of appreciation to those who walked in the Miles for Millions March:

	Increase	Decrease
FINANCE COMMITTEE		
UNCLASSIFIED		
- Public Receptions	$150.	-
- Contingencies	-	$150.

CARRIED

8. That the Cataraqui Region Conservation Authority be authorized to spend up to $20,000. for appraisals, and a feasibility and planning study of a portion of the Le Moines Point property, the City's share to amount to up to $4,500., on the understanding that an equal amount (i.e. $4,500.), will be provided by the Township of Kingston and the remaining $11,000. to be provided by the Provincial government;

-and-

That the following budget appropriation amendment be approved to provide funds for this expenditure:

		Increase	Decrease
FINANCE			
UNCLASSIFIED			
- Contingencies		$15,500.	-
CONSERVATION AUTHORITY			
Project 1A Little Cataraqui Creek project decrease	$20,000.		
Feasibility study etc. Le Moines Point increase	$ 4,500.		
Net Decrease in Conservation Authority		-	$15,500.

CARRIED

9. That, as recommended by the Industrial Commission, by-laws be presented to Council to authorize the sale to Vachon Inc. of one acre, more or less, of City owned land on the south side of Elliot Avenue, being part of Farm Lot 7, Con. West of the Great Cataraqui River, (bounded on the west by the C.P.R. Spur Line) at a price of $1,670.00 per acre, including survey costs, for the proposed building of a 60' x 40' warehouse and garage, on the understanding that the purchaser will be responsible for all servicing costs and that the building must be substantially completed within a two year period.

(See By-Laws Nos. 6435 and 6436) *CARRIED*

10. That the appreciation of Council be expressed to the following members of the Kingston Housing Authority for their service to the public on their retirement after more than ten years of service since the inception of the Authority:

Mrs. Marion R. Earl (Retiring Chairman)
Mr. Wally Elmer
Mr. Allan Judd
Mr. Frank Lemieux.

CARRIED

Finance and Accounts Committee Report No. 78 (cont'd)

11. That, as recommended by the Fire, Legislation and Housing Committee, the following budget appropriation amendment be approved in order to provide $100. for the purpose of advertising in the news media to the effect that if any citizen in Kingston is of the opinion there is a major infraction of the Fire Code in the dwelling he occupies, he may contact the Fire Department and request an Inspector to investigate:

	Increase	Decrease
LEGISLATION & HOUSING		
OTHER		
- Advertising	$100.	-
UNCLASSIFIED		
- Registry Office	-	$100.

CARRIED

12. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with the Canadian National Railway Company to provide that railway property on the west side of Bath Road from mileage 1.77 to 1.85 on the Cataraqui Spur be used and maintained by the City as an outfall to the Little Cataraqui Creek for the proposed storm sewer in Bath Road for the sum of $25.00 for the first year and $15.00 per annum thereafter.

(See By-Law No. 6445) *CARRIED*

13. That, as recommended by the Public Works Committee and as concurred in by the Parks, Recreation and Property Administrator, a by-law be presented to Council to authorize the granting of a 10 foot wide easement for a sanitary sewer lateral from the north side of Lot 47, Reg. Plan 334 across the south-westerly corner of Lot 3, Registered Plan 793, owned by the City, to Sutherland Drive at its intersection with Shaw Street to Mr. Arthur Van Alstine, 61 Shaw Street, for the sum of $25.00 for the first year and $1.00 per annum thereafter, to permit him to make a sewer connection to the manhole at Sutherland Drive and Shaw Street on the following conditions:

(A) that Mr. Van Alstine assume cost of survey and registration for the 10 foot easement;

(B) that the usual cut permit charges will apply;

(C) that the depth of service is subject to the approval of the Commissioner of Works;

(D) that the requirements of By-Law No. 14, "A By-Law Respecting Sewers" are met; and

(E) that Mr. Van Alstine pay for the remaining 75% Local Improvement Assessment on Shaw Street which had been exempt when zoned "Greenbelt".

(See By-Law No. 6437) *CARRIED*

14. That, as recommended by the Airport Commission, the request of Mr. H.M.Sly for termination of his lease with the Airport Commission be approved, it being understood that he will leave the area in a satisfactory condition in accordance with Clause 16 of the agreement.

CARRIED

15. That the following action of the Finance Committee under powers delegated by Council be ratified:

That, as concurred in by Local 498, The Kingston Fire Fighters' Association, a by-law be presented to Council to authorize the execution of an agreement with Local 498, The Kingston Fire Fighters' Association for the calendar year 1969, in accordance with Schedule "A" attached to the minutes of Finance and Accounts Committee Meeting No. 36 on file in the office of the Clerk-Comptroller, subject to approval of the amendments to By-Law No. 23 detailed on the said Schedule "A" and set forth in clauses of the Fire & Legislation Report No. 74.

-and-

Finance and Accounts Committee Report No. 78 (cont'd)

15. (cont'd)

That the following budget appropriation amendment be approved:

	Increase	Decrease
FIRE DEPARTMENT		
PERSONAL SERVICES	$41,632.	-
FINANCE COMMITTEE		
UNCLASSIFIED		
- Contingencies	-	$41,632.

(See By-Law No. 6446) *CARRIED*

16. That, as recommended by the City Treasurer, the Finance Committee be authorized to accept the tender for the sale of $1,020,100.00 debentures on October 8, 1969, it being understood that the acceptance of this tender will be reported to Council.

Note: Debentures for Sale are:

Road to Bell Island:	*$ 20,000.*
Local Improvement Consolidation No. 46:	*162,100.*
Improvements to Water Filtration Plant (Phase II):	*838,000.*
	$1,020,100.

CARRIED AS AMENDED

17. That, as recommended by the Public Works Committee:

(A) the following additional 4.5' wide sidewalk reconstruction be authorized at a total estimated cost of $6,429. to be provided from down payment funds:

Street	Side	From	To	Estimated Cost
Carruthers	S	Palace Rd.	Easterly 87'	$ 650.
Macdonnell	E	Concession St.	Southerly 207'	$1,550.
Willingdon	W	77' S. of Johnson St.	Southerly 565'	$4,229.
		Total Cost:		$6,429.
		Less Estimated D.H.O. Subsidy:		429.
		Net Estimated Cost:		$6,000.

(B) a by-law be presented to Council to authorize the execution of an agreement with Spada Tile Limited to amend Contract 69-5W for construction and reconstruction of sidewalks to include the sidewalk reconstruction authorized in (A) above and to increase quantities as follows:

Item	Description	Prev.Auth. Quantity s.f.	Net Incr. s.f.	Increased Quantity s.f.	Unit Price	Increase
1	2 course type A	19,798.69	3,865.50	23,664.19	$1.33	$5,141.11
3	Wire mesh	10,350.00	2,000.00	12,350.00	.14	280.00
					Total:	$5,421.11

(C) to amend By-Law No. 6307, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1969-1973)", to re-allocate the following 1969 Capital Works Expenditures as follows:

	From	To
GENERAL RATE PROJECTS		
Public Works Committee		
Sidewalk Reconstruction: - General	$24,000.	-
Concrete Sidewalk Construction: Bath Rd. - S/S - Sir John A. Macdonald Blvd. Easterly to Existing	$ 6,000.	-
EXPENDITURES FROM DOWN PAYMENT FUNDS:	-	$30,000.

(See By-Laws Nos. 6447 and 6448) *CARRIED*

Finance and Accounts Committee Report No. 78 (cont'd)

18. That, as recommended by the Public Works Committee, and as concurred in by the Parks, Recreation and Property Committee and the Traffic and Streets Committee, the entrance to Victoria Park located on the east side of Frontenac Street, immediately south of Mack Street, be closed by constructing a concrete sidewalk at an estimated cost of $315.

-and-

That the following Budget appropriation amendment be approved to provide the necessary funds:

	Increase	Decrease
PUBLIC WORKS COMMITTEE		
MAINTENANCE OF SIDEWALKS	$315.00	-
FINANCE COMMITTEE		
UNCLASSIFIED		
- Contingencies	-	$315.00

CARRIED

19. That List of Accounts No. 7, dated July 31, 1969, in the amount of $5,133,267.58 for expenditures incurred under proper authorization be confirmed.

(Note: Copies of List of Accounts has been distributed to the members of Council).

CARRIED

20. That, as recommended by the Clerk-Comptroller, it be the policy of The Corporation of the City of Kingston to require in all tender calls of the City of Kingston that the amount of taxes payable under The Retail Sales Tax Act, 1960-61, be stipulated on any tender submitted and that any tenders submitted without the amount of the sales tax being stipulated are to be rejected from being considered by the Corporation of the City of Kingston.

CARRIED

21. That List of Accounts No. 8, dated August 31, 1969, in the amount of $3,262,361.74 for expenditures incurred under proper authorization be confirmed.

(Note: Copies of List of Accounts distributed to each member of Council with Council Agenda).

CARRIED

22. WHEREAS clause 17, Report No. 72 (1969) authorized the construction of a sanitary sewer in Johnson Street from 273 feet west of Yonge Street westerly 142 feet at an estimated cost of $5,000. as a charge to the General Rate;

AND WHEREAS to avoid increase in debenture debt and extra interest costs it is proposed to do the work by using current funds instead of debenture funds;

THAT,

(a) the construction of a sanitary sewer in the south side of Johnson Street from 273 feet west of Yonge Street westerly 142 feet in accordance with plan A-119-1A at an estimated cost of $5,500.00 as authorized by clause 17, Report No. 72 (1969) be done with funds to be provided from down payment funds instead of debenture funds; and

(b) a by-law be presented to Council to further amend By-Law No. 6307, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1969-1973)", to re-allocate the following 1969 Capital Works Expenditures as follows:

	From	To
GENERAL RATE PROJECTS		
Public Works Committee		
Sanitary Sewers		
- Johnson St. - Existing Westerly 142'	$5,500.	-
EXPENDITURES FROM DOWN PAYMENT FUNDS:	-	$5,500.

(See By-Law No. 6448)

CARRIED

Finance and Accounts Committee Report No. 78 (cont'd)

23. That, as recommended by the Public Works Committee, since Mr. D. Kennedy has satisfactorily performed his duties under the Ancillary Maintenance Services Contract for the past four years, and since no increase has been made in the payment for his services, the payment to Mr. D. Kennedy for services performed under the Ancillary Maintenance Services Contract be increased from $100. per month to $150. per month effective October 1, 1969.

CARRIED

24. That, as requested by the Public Utilities Commission, a by-law be presented to Council to authorize the execution of an Agreement with Her Majesty the Queen, represented by the Minister of Transport of Canada, for a licence for a 48' diameter concrete water intake pipe in Kingston Harbour, from the water filtration plant easterly 5000', for the sum of $389.00 per annum, payable by the Public Utilities Commission.

(See By-Law No. 6449) *CARRIED*

25. That a by-law be presented to Council to authorize the execution of an agreement with the Canadian National Railway Company for permission to cross their track at mileage 2.01, Hanley Spur (Confederation Park) with an electrical power cable for the sum of $1.00.

(See By-Law No. 6450) *CARRIED*

Respectfully submitted,

(signed) E. V. Swain (CHAIRMAN)
K. Keyes
W. T. J. Cook
K. G. Enright
George N. Speal

UNFINISHED BUSINESS

Ald. Matthews suggested that additional outside lighting should be provided at the Cook Youth Centre and also at the Wally Elmer Youth Centre.

Ald. Matthews suggested that consideration should be given to the constructio of a sidewalk in the Montreal Street Subway.

Ald. Enright thanked Ald. Matthews for his support for a sidewalk in the Montreal Street Subway.

Ald. Enright commended the Public Works Committee for paving the Montreal Street Subway.

Ald. Watts stated that he had noted the recent statements of the Treasurer of Ontario to the effect that the City would, in the future, be receiving some Provincial financial assistance due to the high amount of tax exempt property in the City.

The Principals of Queen's University were commended for bringing to the attention of the Government the fact that taxes should be paid for tax exempt University property.

Ald. Watts read a series of letters to and from him to the Minister of Municipal Affairs and Highways on the East-West Expressway, and the Traffic Circle.

Ald. Speal asked that copies of the correspondence be distributed to the members of Council.

Ald. Kuyek stated that the Social Services Committee had met with representatives of A.T.A.K. to discuss their brief; that tenants were paying their rent to a trust fund instead of to the landlord; and that the Social Services Committee was requiring the recent rent increases to be paid by the tenant from their welfare cheques without increasing the amount of the cheque.

UNFINISHED BUSINESS (cont'd)

Ald. Kuyek stated that the Ontario Welfare and the City Welfare Departments were requiring rent receipts from the landlord before issuing welfare cheques for the following period.

Ald. Kuyek stated that a police cruiser was observed following Mr. Hewett when he collected rents. She also stated that the Social Services Committee had recently met in camera; had refused to meet with the Tenants' Union; but were supporting the landlord.

Mayor Swain noted that it was the prerogative of a Committee to bring matters to Council or to hold meetings that were closed to the press.

Ald. Hunter asked when the members of Council would be receiving the new Official Plan and the Sydenham Ward Urban Renewal Report. He stated that many projects are being held up while the City waits for these reports. He also stated that while the City sits and waits, the Township was being built up, with its tax rate going down. He asked what the date for the delivery of these reports was.

Mayor Swain stated that the Sydenham Ward Urban Renewal Report was part of the Official Plan documentation and had been filed with the Planning Board which was discussing the Official Plan at each of their meetings being held weekly.

Mayor Swain stated further that when the Official Plan is considered ready and justifiable by the Planning Board public meetings must be held. The Planning Board would then reconsider the Official Plan in light of comments received at the Public meetings; and then would present the Official Plan to Council. The Official Plan would then go to the Province and there was a possibility of further public meetings before obtaining an approved Official Plan.

He stated that it would be at least the end of 1969 before the Official Plan would be ready for presentation to Council.

He suggested that the weekly discussions by the Planning Board of the Official Plan deserved the attention of the members of Council and suggested that the Aldermen should attend these meetings.

Ald. Cook stated that renovations to the Queen's University Heating Plant were in progress and he suggested that consideration should be given to camouflage or buffer the unsightly oil tanks that are being installed. He stated that he had brought this suggestion to the attention of the Queen's-City *Ad Hoc* Committee.

Ald. Meister stated that the discussions at the last Social Services Committee meeting were not unanimous.

Ald. Meister asked if discussions were under way with the St. Lawrence Playhouse group for an alternate site for the tent theatre for 1970.

BY-LAWS

Council consented:

(a) to adding the provisions of Clause 22, Report No. 78 to By-Law (25);

(b) to the addition of By-Laws (29) and (30) for presentation to Council.

(a) Moved by Ald. Timmins,
Seconded by Ald. Cook,

That By-Laws 1 to 25 plus 29 and 30 receive their first reading.

CARRIED

(b) Moved by Ald. Brightman,
Seconded by Ald. Keyes,

That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 25 plus 29 and 30 their second reading.

Ald. Cook, Chairman.

CARRIED

(c) Moved by Ald. Enright,
Seconded by Ald. Matthews,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

(d) Ald. Cook reported that By-Laws 1 to 25 plus 29 and 30 had been considered in the Committee of the Whole and had received their second reading.

(e) Moved by Ald. Matthews,
Seconded by Ald. Keyes,

That Rule 35 be suspended for the purpose of giving By-Laws 1 and 15 to 25 plus 29 and 30 their third reading.

CARRIED

(f) Moved by Ald. Keyes,
Seconded by Ald. Brightman,

That By-Laws 1 and 15 to 30 be given their third reading.

CARRIED

(1) A By-Law to Authorize an Application to the County Judge to Close the T-Shaped Road Allowance on the West Side of Montreal Street, Registered Plan C-22.

(THREE READINGS) (PROPOSED NO. 6424)
Clause 8, Report No. 73

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(Ald. Speal abstained from voting)

(2) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $20,000.00 to Pay the Cost of Construction of a 24 Foot Gravel Road from Montreal Street to Bell Island.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6425)

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(3) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $838,000.00 to Pay the Cost of Improvements to the Water Purification Plant on King Street (Phase II - Second Water Intake).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6426)

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(4) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Traffic Signal Lights: Division and Counter Streets).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6427)
Clause 1, Report No. 73

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(5) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 73).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6428)
Clause 1, Report No. 73
FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(6) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clause 1, Report No. 73).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6429)
Clause 1, Report No. 73
FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(7) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 3, Report No. 73).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6430)
Clause 3, Report No. 73
FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(8) A By-Law to Establish the "Confederation Parking Lot" on the North-East Corner of Brock and Ontario Streets.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6431)
Clause 4, Report No. 73
FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(9) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Boulevard Parking Restrictions).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6432)
Clause 6, Report No. 73
FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(10) A By-Law to Dedicate as Street the 85 Foot by 150 Foot Strip of Land on the North Side of Bath Road opposite Queen Mary Road.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6433)
Clause 7, Report No. 73
FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(11) A By-Law to Dedicate as Street the 66 Foot Road Allowance from Montreal Street to Bell Island.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6434)
Clause 9, Report No. 73
FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(12) A By-Law to Authorize the Execution of an Agreement with Vachon Incorporated (Industrial Site - Elliot Avenue).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6435)
Clause 9, Report No. 78
FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(13) A By-Law to Authorize the Sale of City Owned Land on the South Side of Elliot Avenue to Vachon Incorporated (Industrial Site).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6436)
Clause 9, Report No. 78

FIRST READING - CARRIED 15:0
SECOND READING -- CARRIED 15:0

(14) A By-Law to Authorize the Execution of an Agreement with Arthur Van Alstine (Sewer Easement from 61 Shaw Street Across South-Westerly Corner of Lot 3, Plan 793).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6437)
Clause 13, Report No. 78

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(15) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Additional Requirements for Driveway Approaches).

(THREE READINGS) (PROPOSED NO. 6438)
Clause 2, Report No. 73

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(16) A By-Law to Amend By-Law No. 23, "A By-Law Respecting the Fire Department" (Clause 2, Report No. 74).

(THREE READINGS) (PROPOSED NO. 6439)
Clause 2, Report No. 74

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(17) A By-Law to Amend By-Law No. 19, "A By-Law Respecting City Property and Public Parks" (Youth Centres Rental Rates).

(THREE READINGS) (PROPOSED NO. 6440)
Clause 2, Report No. 75

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(18) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Re-Zone 5.37 Acres South-West Corner of Bath Road and Portsmouth Avenue from Agricultural to R3 Multiple Family).

(THREE READINGS) (PROPOSED NO. 6441)
Clause 2, Report No. 76

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(19) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Depressed Driveway Entrances - 939, 941, 947 and 951 Division Street).

(THREE READINGS) (PROPOSED NO. 6442)
Clause 1, Report No. 77

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(20) A By-Law to Authorize the Purchase of Certain Land from Nelson Cain and Velma Cain (51 Sutherland Drive).

(THREE READINGS) (PROPOSED NO. 6443)
Clause 1, Report No. 78

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(Ald. Enright abstained from voting)

Local Govt.

CITY COUNCIL MEETING NO. 18

In accordance with Rule No. 3 of By-Law No. 1, a Special Meeting of City Council, summoned by Mayor Swain, will be held in the Council Chambers on Thursday, September 25, 1969, at 5:15 p.m., to consider an Agreement with Queen's University.

ROLL CALL

REPORT

REPORT NO. 79

To the Mayor and Members of Council Kingston, September 23, 1969

The Committee on Finance and Accounts reports and recommends as follows:

1. That a By-Law be presented to Council to authorize the execution of an agreement with Queen's University concerning the installation and operation of a steam line in and under public streets between the main Campus and the West Campus, as set out on Schedule "A" attached hereto.

Respectfully submitted,

(CHAIRMAN)

BY-LAW

(a) That By-Law 1
receive its first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Law 1 its second reading.

Ald. Enright, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Law 1 its third reading.

(e) That By-Law 1
be given its third reading.

(1) A By-Law to Authorize the Execution of an Agreement with Queen's University at Kingston (Steam Line to West Campus).

(THREE READINGS) (PROPOSED NO. 6451)
Clause 1, Report No. 79

MOTION

That Council do now adjourn.

Local Govt.

CITY COUNCIL MEETING NO. 18

In accordance with Rule No. 3 of By-Law No. 1, a Special Meeting of City Council, summoned by Mayor Swain, was held in the Council Chambers on Thursday, September 25, 1969, at 5:34 p.m, to consider an Agreement with Queen's University, His Worship Mayor Swain presiding.

ROLL CALL

Mayor Swain, Ald. Brightman, Ald. Cook, Ald. Enright, Ald. Hunter, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. Meister, Ald. Kuyek, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts. (15)

REPORT

Ald. Keyes presented Report No. 79 of the Committee on Finance and Accounts as follows.

Council consented to the amendment of clause 1 by adding the following thereto:

"(1) In Clause 1 of the Agreement, page 2, line 3, after the word "Ontario" insert the words "To provide the funds as part of the cost of this project".

(2) In Clause 4 of the Agreement, page 2, delete the words "Station 54 plus 40" and substitute the following: "At or about Station 55 + 00 as portrayed J. D. Lee drawing 993C sheet 6 revision 1 dated 25th June, 1969."

(3) In Clause 9 of the Agreement, page 4, after the word "direct" add the following: "And such deliveries shall be made directly to the prescribed site Monday to Friday, 8 a.m. to 5 p.m., and Queen's University will not be required to store excavated material at any intermediate location."

(4) In Clause 13 of the Agreement, page 5, line 6, delete the figure "10" and substitute the figure "13"."

Moved by Ald. Keyes,
Seconded by Ald. Cook,

That Report No. 79 of the Finance and Accounts Committee be received and adopted.

REPORT NO. 79

To the Mayor and Members of Council Kingston, September 23, 1969

The Committee on Finance and Accounts reports and recommends as follows:

1. That a by-law be presented to Council to authorize the execution of an agreement with Queen's University concerning the installation and operation of a steam line in and under public streets between the main Campus and the West Campus, as set out on Schedule "A" attached hereto.

(1) In Clause 1 of the Agreement, page 2, line 3, after the word "Ontario" insert the words "To provide the funds as part of the cost of this project".

(2) In Clause 4 of the Agreement, page 2, delete the words "Station 54 plus 40" and substitute the following: "At or about Station 55 + 00 as portrayed J. D. Lee drawing 993C sheet 6 revision 1 dated 25th June, 1969."

(3) In Clause 9 of the Agreement, page 4, after the word "direct" add the following: "And such deliveries shall be made directly to the prescribed site Monday to Friday, 8 a.m. to 5 p.m., and Queen's University will not be required to store excavated material at any intermediate location."

Finance and Accounts Committee Report No. 79 (cont'd)

1. (cont'd)

(4) In Clause 13 of the Agreement, page 5, line 6, delete the figure "10" and substitute the figure "13".

CARRIED AS AMENDED

Respectfully submitted,

(signed) *E. V. Swain* (CHAIRMAN)
Ken Keyes
W. T. J. Cook
King G. Enright
K. W. Matthews
George N. Speal

BY-LAW

(a) Moved by Ald. Speal,
Seconded by Ald. Cook,

That By-Law 1 receive its first reading.

CARRIED

(b) Moved by Ald. Cook,
Seconded by Ald. Keyes,

That Council resolve itself into a Committee of the Whole to give By-Law 1 its second reading.

Ald. Enright, Chairman.

CARRIED

(c) Moved by Ald. Keyes,
Seconded by Ald. Matthews,

That Council rise from the Committee of the Whole and the Chairman report that the by-law has been considered in the Committee of the Whole and has received its second reading.

CARRIED

(d) Ald. Enright reported that the by-law had been considered in the Committee of the Whole and had received its second reading.

(e) Moved by Ald. Matthews,
Seconded by Ald. Keyes,

That Rule 35 be suspended for the purpose of giving By-Law 1 its third reading.

CARRIED

(f) Moved by Ald. Keyes,
Seconded by Ald. Speal,

That By-Law 1 be given its third reading.

CARRIED

(1) A By-Law to Authorize the Execution of an Agreement with Queen's University at Kingston (Steam Line to West Campus).

(THREE READINGS) (PROPOSED NO. 6451)
Clause 1, Report No. 79

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

MOTIONS

The following Notice of Motion was received:

(1) Moved by Ald. Matthews,
Seconded by Ald. Meister,

That the Rideaucrest Home Committee meet as soon as possible to consider the admitting of Mr. and Mrs. Cain as a resident to the Home under section 13(d) of The Homes for the Aged Act.

(Referred to the Rideaucrest Home Committee)

(2) Moved by Ald. Hunter,
Seconded by Ald. Keenleyside,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 5:40 P.M.

(L.S.)

(signed) *T. J. McKibbin*
CLERK-COMPTROLLER

(signed) *E. V. Swain*
MAYOR.

SCHEDULE "A". TO CITY COUNCIL MEETING #18

Draft of September
23rd 1969.
Amended September 25,
Clause 1, Report No.

~~SCHEDULE "A" TO BY-LAW NO. 6451.~~

THIS AGREEMENT made in duplicate this 25th day of
September, A.D. 1969.

B E T W E E N:

QUEEN'S UNIVERSITY AT KINGSTON
(hereinafter called "Queen's
University")

OF THE FIRST PART

- and -

THE CORPORATION OF THE CITY OF
KINGSTON
(hereinafter called the "City")

OF THE SECOND PAR

WHEREAS QUEEN'S UNIVERSITY proposes to install and operate buried steam, condensate, and duct lines between Main Campus and the West Campus, in the City of Kingston;

AND WHEREAS it will be necessary for the operation such services to install, construct, lay down, maintain, repair and operate conduits and appurtenances (which inst construction, laying down, maintaining, repairing and ope are herein compendiously referred to as "installing and o and which conduits and appurtenances together with all accessory equipment of every sort required in the operati are herein compendiously referred to as "equipment"), in, under public highways, streets, and lands of the City;.

AND WHEREAS the City has agreed to grant license t Queen's University to install and operate such equipment subject to the terms and conditions hereinafter set forth

NOW THEREFORE Queen's University and the City agre as follows:

1. The City hereby grants to Queen's University license to establish private steam, condensate, and duct lines within the City and to install and operate equipment in, and under public highways, streets and lands of the C

as shown on Schedule "A" attached, at an annual license fee of $7,500 for the first 5 years of this agreement, subject to the concurrence of the Province of Ontario to provide the funds as part of the cost of this project and thereafter $100.00 per annum for the duration of this agreement.

2. That nothing herein contained shall be deemed to have set up a tenancy by implication or otherwise.

3. Queen's University shall obtain the approval of the City Engineer and file with the City Engineer, initially, attached hereto as Schedule "B", or at any time and from time to time thereafter, prior to the installation of any equipment, complete drawings and other descriptive material sufficient to show the location and method of construction of such equipment and shall obtain the approval of the City Engineer before installing any such equipment.

4. Queen's University, in order to avoid the removal of nine trees that are growing on the road allowance, will locate its equipment in the paved portion of the road allowance of Union Street from Livingston Street westerly i.e. at or about Station 55 + 00 as portrayed J. D. Lee drawing 993C sheet 6 revision 1 dated 25th June, 1969.

5. Queen's University will replace as soon as practical any of the twenty-three sound trees along the construction route as shown on Schedule "B", that show signs of damage within one year from the date of completion of construction whether such damage is the result of construction or caused by the temperature of the steam line. Such replacement trees shall be top line i.e. hard maple, locust, oak etc. satisfactory to the Parks, Recreation and Property Administrator, with 3½" to 4" butts supplied from a tree nursery farm with a guaranteed life of at least one year from the date of planting.

6. If the City requires, for reasons, the removal of or relocation of any equipment of Queen's University

located in the public highways, streets, and other lands of the City as related to this agreement, such removal a relocation and the restoration of such public highways, streets, walkways and other lands to the satisfaction of the City Engineer, shall be undertaken within thirty (30 days of the receipt of notice in writing to Queen's University and shall be undertaken and completed by Quee University at its own expense. In the event of the fail of Queen's University to undertake such removal and relocation of its work or if Queen's University consider uneconomical to do so, the City may redesign the work it is undertaking to avoid removal or relocation of the conduits and appurtenances with Queen's University to pa the additional construction cost to avoid their plant forthwith upon demand.

7. Queen's University shall install and operate equipment in accordance with good engineering practice a in good appearance. If it becomes necessary to break th surface of any public highway, street, walkway or other lands of the City, this shall be done under Cut Permit regulations.

8. In the course of installing and operating it equipment, Queen's University shall take such steps as shall be required to protect and maintain in good workin order all Municipal services and those of other utiliti in the said public highways, streets, or other lands of the City and to provide whatever measures are required properly to safeguard the public.

9. All surplus excavated material shall be deli by Queen's University to the City Dump, or such other places as may be directed by the City Engineer within t limits of the City of Kingston, with all costs to be borne by Queen's University. Surplus excavated materia must be delivered as soon after excavation as the City

Engineer may direct. And such deliveries shall be made directly to the prescribed site Monday to Friday, 8 a.m. to 5 p.m., and Queen's University will not be required to store excavated material at any intermediate location.

10. Queen's University do hereby covenant and agree for themselves and assigns to indemnify and save the City harmless from and against any and all claims, demands, causes of action or damages and any other matter whatsoever arising out of or connected in any way with the installation and operation of the equipment under this agreement and Queen's University hereby grant to the City full power and authority to settle any such action, suit, claim and demand on such terms as the City may deem advisable. Provided, however, that should there be a claim, etc., involving liability upon Queen's University, then the City hereby agrees to consult with Queen's University before settling any such claim, etc. Queen's University hereby covenants and agrees with the City to pay to the City on demand all moneys paid by it in pursuance of any such settlement and also such sum as shall represent the reasonable cost of the City or its solicitor in defending or settling any such action, suit, claim or demand, and this agreement shall not be alleged as a defence by the Queen's University in any action by any person for actual damage suffered by reason of the permission hereby granted to Queen's University.

11. That this agreement may be terminated by either party upon two years' notice in writing to the other party.

12. In the event of termination of this agreement for any reason, Queen's University shall have, after the date of termination of this agreement, up to six (6) months to remove such conduits and appurtenances as may be require by the City Engineer, the cost of the removal and restorati work to be borne by Queen's University.

13. (a) In the event of any dispute or disagreement between the parties hereto as to the meaning or interpretati

of anything herein contained or as to the performance or non-performance by either of such parties of any of the provisions hereof or as to the respective rights and obligations of the parties hereto hereunder, either of su parties may refer such dispute or disagreement to arbitra under the provisions of Paragraph (b) of this Clause 13

(b) Whenever the Municipal Arbitration Act, (R.S. 1960, Chapter 250) shall extend and apply to the City, any reference to arbitration pursuant to the provisions of Paragraph (a) hereof shall be to the Official Arbitrat appointed under that Act and shall be governed by the provisions of that Act. At any other time the procedure upon an arbitration pursuant to the provisions of the sa Paragraph (a) shall be as follows:

> Within twenty (20) days after the written request of either of the parties hereto for arbitration, each of them shall appoint one arbitrator and the two appointed shall, within twenty (20) days afte the expiry of such twenty-day period select a thi In case either of the parties hereto fail to name an arbitrator within twenty (20) days after the written request for arbitration, the arbitrator appointed shall be the only arbitrator. In case the two arbitrators so appointed are unable to agree on a third arbitrator within twenty (20) da after the expiry of the first twenty-day period ab mentioned, application shall be made as soon as reasonably possible to any Judge of the Supreme Court of Ontario for the appointment of such thir arbitrator. The arbitrator or arbitrators so appointed shall have all the powers accorded arbitrators by the Arbitration Act (R.S.O. 1960, Chapter 250) as from time to time amended, or any act in substitution therefor. The decision

of the said arbitrator or arbitrators (or of a majority of such arbitrators) shall be final and binding on the parties hereto.

14. Notwithstanding anything herebefore or hereinafter contained, any obligation of Queen's University to indemnify and save harmless the City as set forth in this agreement shall not be affected by the termination hereof.

15. The City agrees that the installation of the equipment more particularly referred to in the recitals of this Agreement may be commenced forthwith upon the signing of this agreement.

16. This agreement shall enure to the benefit of and be binding upon the parties hereto, their successors and assigns but Queen's University shall not assign this agreement without first having obtained the written authority of the City, which authority may not be unreasonably withheld. In such event Queen's University shall still remain primarily liable for all undertakings made in this Agreement.

17. Any notice or other communication required or permitted to be given by this agreement shall be sufficiently given if sent by registered mail postage prepaid addressed in the case of Queen's University to Queen's University, Kingston, Ontario, and in the case of the City, to Clerk-Comptroller, the City of Kingston, Kingston, Ontario, and in case this agreement is assigned to an assignee to an address notice of which is given in writing by the assignee to the City at or about the time of such assignment, and any notice or communication so given shall be conclusively considered to have been given on the business day next following the day on which it is mailed and for the purposes of this clause, Saturdays are

conclusively considered not to be business days.

IN WITNESS WHEREOF Queen's University has hereunto affixed its corporate seal attested by the proper signin officers in that behalf and the City has hereunto affixe its corporate seal attested by the Mayor and Clerk in that behalf.

SIGNED, SEALED AND
DELIVERED

QUEEN'S UNIVERSITY AT
KINGSTON

(Vice-Principal (Adminis

Secretary

THE CORPORATION OF THE
CITY OF KINGSTON

Mayor

Clerk-Comptroller

CITY COUNCIL MEETING NO. 19

The Regular Meeting of City Council Will be Held in the Council Chamber on TUESDAY, October 14, 1969, at 8:00 p.m.

ROLL CALL

PRESENTATION OF ASSOCIATION OF MUNICIPAL CLERKS AND TREASURERS OF ONTARIO CERTIFICATE OF SUCCESSFUL COMPLETION OF THE ASSOCIATION'S TRAINING COURSE TO:

Mr. M. C. Healy

TABLING OF DOCUMENTS

(1) Copy of Monthly Statement of Expenditures of the Children's Aid Society of the City of Kingston and County of Frontenac for the period January 1, 1969, to August 31, 1969.

(Note: Copy of statement distributed to each member of Council with this Agenda).

(2) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to July, inclusive, 1969:

	1968 Jan. to July	1969 Jan. to July
REVENUE	$310,321.	$300,214.
EXPENDITURES		
Total Operating Expenses:	$397,696.	$419,473.
Less Revenue:	(-) 310,321.	(-) 300,214.
NET OPERATING DEFICIT:	$ 87,375.	$119,259.
Plus: Pro-Rated Debenture Charges	(+) 57,012.	(+) 57,980.
TOTAL DEFICIT FOR PERIOD:	$144,387.	$177,239.

(NOTE: Adult Fare Schedule introduced July 4, 1966, and July 2, 1969. Current Student Fare Schedule introduced September 1, 1968)

(3) 1970 Calendar of The Ontario Fire College for the Advanced Training of Fire Department Officers.

(To be Referred to the Fire, Legislation and Housing Committee)

(4) Copies of Kingston Suburban Roads Commission meetings of July 21, August 22, and September 19, 1969.

(5) Copy of Decision of The Ontario Municipal Board dated September 24, 1969, resulting from the Hearing held August 27, 1969, for determination of the conditions to be imposed on the registration by Kingston Enterprises Limited of plan of "Crestview II" Subdivision.

(Note: Copies of Decision have been distributed to the members of Council and to members of the Kingston Planning Board).

(6) Copy of *Kingston and Region Statistics - 1969*, concerning population, prepared by the City of Kingston Planning Office.

(7) Copy of *Report to the International Joint Commission on the Pollution of Lake Erie, Lake Ontario and the International Section of the St. Lawrence River - Vol. 1 - Summary* by the International Lake Erie Water Pollution Board and the International Lake Ontario-St. Lawrence River Water Pollution Board, 1969.

MINUTES

That the minutes of City Council Meeting No. 17, held on September 22, 1969, and the minutes of City Council Meeting No. 18, held on September 25, 1969, be adopted as printed.

COMMUNICATIONS

To be Filed:

(1) From the City of Windsor, notifying of the adoption of their following resolution:

"That the briefs of the Borough of Scarborough and the City of Kingston relative to the recommendations of the Ontario Law Reform Commission respecting the proposed revision of the Landlord and Tenant Law of the Province BE CONCURRED IN GENERALLY and that the Provincial Government be requested to provide for the appointment of Provincial enforcement and review agencies rather than grant local municipalities the authority and power to provide for the enforcement of the proposed new legislation."

(2) Copies of letters to the Minister of Municipal Affairs and the Minister of Highways from Ald. E. Watts and copies of their replies re: Concession Street Expressway and the Traffic Circle.

(Note: Copies of this correspondence distributed to the members of Council on September 26, 1969).

(3) From the Honourable W. Darcy McKeough, Minister of Municipal Affairs, stating:

"A paragraph, in the statement I made in the Legislature on June 25, 1969, when introducing the proposed 1968-69 Assessment Act, has caused some concern. In referring to Section 29 of the proposed Bill I said that the statutory instructions to the assessor in the valuation of property had been removed."

and enclosing an elaboration of this statement emphasizing the importance of the trained judgment of the assessor.

Which Has Been Referred to the Traffic and Streets Committee:

(4) From the Kingston Public Utilities Commission, requesting the establishment of new bus stops required by modifications made to the Regent-Johnson - Queen's-Calvin Park, Portsmouth, and Queen Mary Road routes and requesting the removal of parking from the east side of University Avenue from Stuart to Union Streets.

To be Referred to the Traffic and Streets Committee:

(5) From the Minister of Highways, acknowledging receipt of the resolution of the Traffic and Streets Committee (confirmed by Clause 5 of Report No. 73 (1969)), requesting the Department to assume that section of Highway 33 from the City of Kingston west limits easterly to the railway spur line, which is included in the Connecting Link Agreement, and notifying:

"The connecting link agreements are established to give additional assistance to municipalities on roads which provide continuity of highway service within their boundaries. It is therefore undesirable to have these roads under Provincial jurisdiction."

Which Has Been Referred to the Fire, Legislation and Housing Committee:

(6) From the City of Sarnia, requesting endorsation of their following resolution:

"WHEREAS the operation of certain motor vehicles and motorcycles on streets and public ways in the City of Sarnia cause considerable annoyance to residents particularly because of the noise created;

AND WHEREAS paragraph 114 of subsection 1 of section 379 of The Municipal Act, permits municipalities to prohibit or regulate the ringing of bells, the blowing of horns, shouting and unusual noises, or noises likely to disturb the inhabitants;

COMMUNICATIONS (cont'd)

Which Has Been Referred to the Fire, Legislation and Housing Committee (cont'd)

(6) (cont'd)

AND WHEREAS Ontario Legislation does not permit municipalities to pass by-laws to effectively control unnecessary noise in connection with the operation of motor vehicles;

THEREFORE BE IT RESOLVED that the Provincial Government be petitioned to introduce legislation to permit municipalities to pass by-laws to control unnecessary noise in connection with motor vehicle operation, and to authorize the use of approved sound level meters as a tool to gauge the level of sound."

To be Referred to the Fire, Legislation and Housing Committee:

(7) From the Social Planning Council of Kingston and District, requesting that the Minimum Housing Standards By-Law be inforced and enclosing copy of *Brief on Kingston Housing* dated September 24, 1969, prepared by L. Inglis, Chairman, Housing Committee, Social Planning Council.

PETITIONS

REPORTS

REPORT NO. 80

To the Mayor and Members of Council Kingston, October 7, 1969

The Traffic and Streets Committee reports and recommends as follows:

1. That By-Laws No. 24 (Traffic By-Law) and 495 (Meter By-Law) be amended to provide:

   (a) for removal of alternate side street parking on Pine Street between Cherry Street and Cowdy Street to permit parking on both sides of the street;

   (b) for prohibition of parking on the south side of Pine Street from Division Street to 25 feet east of Division Street and for establishment of a fifteen minute parking area on the south side of Pine Street from 25 feet east of Division Street to 45 feet east of Division Street;

   NOTE: A driveway to the new apartment building being constructed on the corner makes it necessary to relocate the fifteen minute parking area.

   (c) for prohibition of parking on the south side of Union Street from Beverley Street to 60 feet west of Frontenac Street;

   (d) for prohibition of parking on the north side of Union Street from Frontenac Street to Victoria Street between the hours of 8:30 a.m. and 4:30 p.m. on school days only; and,

   (e) for installation of 5¢ per hour meters with a time limit of two hours on the south side of Okill Street between King Street and George Street.

2. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide for the installation of a traffic signal light at the intersection of Princess Street and Macdonnell Street.

3. That By-Law No. 6428, a by-law to amend By-Law No. 24 (Traffic By-Law), and By-Law No. 6429, a by-law to amend By-Law No. 495 (Meter By-Law), be amended on third reading to provide for installation of twenty-one single 5¢ per half-hour meters with a two hour time limit on the south side of Market Street in place of the existing 5¢ per hour meters with a one hour time limit.

4. That the account of Minnesota Mining & Manufacturing of Canada Limited in the amount of $722.44 for supply of scotchlite reflective sheeting be paid.

5. That the land to be dedicated as a street upon completion of construction on the north side of Bath Road opposite Queen Mary Road be named as part of Queen Mary Road.

6. That the City accept certain land on the north side of Bath Road and west of Portsmouth Avenue as shown on Plans P-2071-12 and P-2071-16 for widening of Bath Road so that the Department of Highways may take the necessary steps to deed the land to the City.

Respectfully submitted,

CHAIRMAN

Public Works Report No. 81

October 6, 1969.

To the Mayor and Members of Council

Gentlemen:

The Public Works Committee recommends as follows -

1. That the quotation of Ruliff Grass Limited, POB 550, Thornhill, Ontario, in amount of $20,700.00, for the construction of the new raw water intake and the installation of the pumping equipment and drainage system for the Sewage Treatment Plant in accordance with plans and specifications prepared by Gore and Storrie Ltd., be accepted being the only quotation received.

2. That the account of Keeler Sales and Service (Frontenac) Ltd., in amount of $560.88, for the supply of equipment repair parts be paid.

3. That the tender of Fort Sales Limited, in amount of $1010.00, for certain rights to salvage and retrieve materials at the City Dump for a period of one year with effect from December 1, 1969 in accordance with the conditions and terms contained in the Invitation to Tender, be accepted being the higher tender received.

Respectfully submitted,

CHAIRMAN

The following clause may be presented -

4. That the City of Kingston petition the Province of Ontario for payment of the Provincial Highway Subsidy on construction expenditures of $16,863.01, and maintenance expenditures of $371,764.43, making a total expenditure for the period January 1 to September 30, 1969 of $388,627.44, pursuant to By-law No.6279.

Parks, Recreation and Property Report No. 82

October 8, 1969.

To the Mayor and Members of Council

Gentlemen:

The Committee on Parks, Recreation and Property recommends as follows -

1. That the following accounts be paid -

Kingston Musicians' Union - band concerts - $1425.00
Thomas G. Murray - miscellaneous electrical repairs - $973.88
Paris Playground Equipment Ltd - equipment - $942.11
Public Utilities Commission - relocating poles at Cook Youth Centre - $650.24
Public Utilities Commission - transformer tower at Elmer Youth Centre - $1317.64
Kingston Creamery Ltd - supplies - $607.20

Respectfully submitted,

Chairman

REPORT NO. 83

the Mayor and Members of Council Kingston, September 24, 1969.

The Committee on Social Services reports and recommends as follows:

That:

Whereas rental costs have risen drastically in recent months making the current shelter allowance granted for families under the General Welfare Assistance Act inadequate in many cases;

And Whereas rising costs of living have made a number of other allowances inadequate as well:

Therefore be it resolved that the Ontario Department of Social and Family Services be requested:

(a) To increase the shelter allowance provided under Section 10, Sub-Section 6 (A, B and C) of the Regulations made under the General Welfare Assistance Act.

(b) To review Section 10, Sub-Section 1, regarding the pre-added budget with a view to increasing where necessary.

(c) To increase when necessary the maximum as set forth under Section 9, Sub-Section 1.

Further that this resolution be sent to other municipalities in Ontario for their endorsation.

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 84

To the Mayor and Members of Council Kingston, September 30, 1969

The Rideaucrest Home Committee reports and recommends as follows:

1. That the acceptance of the tenders for Sundry Food Supplies, as recommended by the Purchasing Agent, as amended by the Committee at their meeting on September 30, 1969, for the Rideaucrest Home for the Aged, for the period of October, November and December, 1969, as shown on the Summary of Tender No. 69-40, attached to the minutes of the Rideaucrest Home Committee of September 30, 1969, being the lowest or one of the lowest tenders received, be confirmed, ratified and approved.

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 85

To the Mayor and Members of Council   Kingston, September 26, 1969

The City of Kingston Planning Board reports and recommends as follows:

1. That, as the subject property has no access to Princess Street, and as the Planning Board considers that access from a commercial use onto Franklin Place would be detrimental and not compatible to residences facing on Franklin Place, therefore the Planning Board does not recommend a zone change from Bb (Residential) to D (Commercial) for the property located on the north side of Franklin Place in the name of Mr. J. B. Sampson.

2. That, as recommended by the Commissioner of Works and in order to provide the necessary access to the development, Clause 1 of Report No. 76 which reads:

"1. That the Minister of Municipal Affairs be requested to impose, pursuant to section 24 of the Condominium Act, as conditions of his approval of the descriptions for registration purposes of the proposed Condominium at the south-west corner of Mowat Avenue:

(1) That southerly access to the applicants' property not be beyond the most southerly access to the Portshore Investments Ltd. property situated to the east;

(2) That the applicant fence or hedge its property from the aforesaid southerly access point of his property to the water edge;

(3) That in lieu of the conveyance for public purposes other than highways required under subsection 5 of Section 28 of The Planning Act, the acceptance by the municipality of money not to exceed 5% of the original purchase price of the lands, these moneys to be expended for the recreational development of the area."

be amended by changing subsection (1) to read:

(1) That southerly access to the applicant's property be not more than 50 ft. beyond the entrance to the Portshore Investments Ltd. property situated to the east.

Respectfully submitted,

REPORT NO. 86

Kingston, Ontario,
October 10, 1969.

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That the following resolution of the City of Sarnia be endorsed:

   "WHEREAS the operation of certain motor vehicles and motorcycles on streets and public ways in the City of Sarnia cause considerable annoyance to residents particularly because of the noise created;

   AND WHEREAS paragraph 114 of subsection 1 of section 379 of The Municipal Act, permits municipalities to prohibit or regulate the ringing of bells, the blowing of horns, shouting and unusual noises, or noises likely to disturb the inhabitants;

   AND WHEREAS Ontario Legislation does not permit municipalities to pass by-laws to effectively control unnecessary noise in connection with the operation of motor vehicles;

   THEREFORE BE IT RESOLVED that the Provincial Government be petitioned to introduce legislation to permit municipalities to pass by-laws to control unnecessary noise in connection with motor vehicle operation, and to authorize the use of approved sound level meters as a tool to gauge the level of sound."

2. That, as requested by the Kingston and District Credit Union Chapter, the day of Thursday, October 16, 1969, be proclaimed as "Credit Union Day" in Kingston.

3. That the following resolution of the City of Windsor be endorsed:

   "THAT WHEREAS Subsection 3A of Section 150 of The Municipal Act provides for the Presiding Officer of Council to have a second vote in the event of a tie vote to fill a Council vacancy;

   AND WHEREAS such an arrangement can scarcely be justified at a period in democratic progress when the concept of one vote per citizen has long been accepted;

   AND WHEREAS in a Council where no one member's vote is of value on any other question or issue;

   BE IT THEREBY RESOLVED that the Minister of Municipal Affairs be urged to recommend amendment of Subsection 3A of Section 150 of The Municipal Act to provide some other method to break a tie vote where it becomes necessary to fill a Council vacancy."

4. That, as recommended by the Public Works Committee, the Subdivision Agreement for Frondevco Subdivision No. 2 be amended by substituting Grading Plan A-512-C, Rev. 8/18/69 for the grading plan which forms part of the original agreement.

5. That, as recommended by the Industrial Commission, no action be taken on the following resolution of the City of St. Catharines, since it is premature for Kingston to deal with this resolution until the proposed area of regional government is known, and in any event, there will still be a need for Regional Development Councils in an economic area that is much larger than the regional government area:

"That the Provincial Treasurer and Minister of Economics be informed that the Council of the City of St. Catharines is of the opinion that, with the establishment of Regional Government in the Niagara Region, the Regional Development Council in this area should be dissolved and that the functions and responsibilities presently carried out by such Council be transferred to the Regional Government; and further, that the Provincial Government adopt a policy for Ontario of transferring the functions and responsibilities of regional development councils to Regional Government jurisdiction as it develops throughout Ontario."

6. That the following resolution of the City of Brantford be endorsed:

"Whereas the proposed provincial takeover of the municipal property assessment function will result in increased costs to Ontario taxpayers; and,

Whereas this takeover was announced with no warning to Municipal Councils, and with no consultation with local authorities;

And Whereas it has been stated fairly regularly by the Government of Ontario that the assessment function would be a responsibility of Regional Government where such is established;

And Whereas the Municipal Assessment departments work with, and their assessment records are essential to the day to day operation of other Municipal departments:

Therefore, be it resolved that:

(1) The Government of Ontario defer its announced intention to assume municipal assessment functions until, at least, it has studied the matter in full consultation with local officials; and

(2) The Government of Ontario pledge itself to assign the assessment function to the regional level of Government once same has been formed."

7. That, as recommended by the Public Works Committee, a by-law be presented to Council to amend By-Law No. 5057, "A By-Law to Authorize a Special Charge to Pay for Part of the Cost of Providing Additional Sewer Capacity," as follows:

1. That Section 1(b) be amended by numbering the first paragraph as (b)(i) and adding the following section as (b)(ii):

"'Boarding or Lodging House' shall mean any building or part thereof including accommodations for students such as residences, co-ops, fraternities and sororities in which meals

7. (cont'd)

are served for a consideration or rooms are rented or provided to persons other than the lessee or administrator, tenant or owner thereof or the members of his family, provided that this definition shall not include any building or part thereof in which meals are supplied or rooms rented to not more than three persons, exclusive of the family of the lessee, administrator, tenant or owner thereof, nor to a restaurant, cafe or public dining room."

2. That Section 1(f) be added, as follows:

"'family' means two or more persons who are related by blood, marriage or legal adoption, and includes

(a) two unrelated persons living with the related persons as paying lodgers or boarders;
(b) one or more full-time domestic servants; and
(c) foster children having the same parents and living with a family under the supervision of a children's aid society."

3. That Section 2(a)(iii) be added, as follows:

"In the case of a boarding or lodging house a charge of $125.00 for every person in excess of eight for which living accommodation is provided in the building."

Respectfully submitted,

CHAIRMAN.

REPORT NO. 87

To the Mayor and Members of Council Kingston, October 8, 1969

The Committee on Finance and Accounts reports and recommends as follows:

1. That, since the prime bank rate may fluctuate during a year, thus requiring a municipality to change its interest rate for tax arrears during a year which is not expedient, and, since the City of Kingston has endorsed the resolution of the City of Welland requesting the rate of interest on tax arrears to be 1% per month, the following resolution of the City of Woodstock be NOT endorsed:

   "WHEREAS bank interest rates for Municipal borrowing have continued on a steady upward trend;

   AND WHEREAS Section 150, Subsection (1) of The Assessment Act provides that a Council may charge a rate not exceeding two-thirds of one per cent per month on all taxes classified as arrears (which rate is eight (8) per cent calculated as simple interest);

   AND WHEREAS interest rates have risen to the point that the minimum rate of loans to Municipalities from Banks is not less than eight and one-half (8½) per cent and debenture interest rates are now above nine (9) per cent (calculated as compound interest);

   AND WHEREAS the Province of Ontario has taken no action as yet to alleviate the problem;

   NOW THEREFORE BE IT RESOLVED THAT in order to provide for an allowable interest rate that will accurately reflect the current interest rates being paid by Municipalities that rather than setting a fixed rate which required action by the Province before it can be altered upwards or downwards, that a rate be set which is three (3) per cent higher than the prime or minimum bank interest rate."

2. That the following resolution of the City of London be endorsed:

   "THAT WHEREAS The Honourable Mr. George Kerr, Minister of Energy and Resources, announced on September 6, 1969, that Provincial assistance will be made available to smaller municipalities to aid them in establishing sewage treatment facilities, because of the difficulty they are encountering in financing such facilities;

   AND WHEREAS the City of London, for many years, has been pursuing a policy of eliminating water pollution by the construction of modern sewage treatment facilities, at a cost of many millions of dollars to the local taxpayer, without assistance from the ~~Provincial~~ Government;

   AND WHEREAS many larger municipalities, including the City of London, are also finding it increasingly difficult to locate funds for the financing of further treatment facilities and the taxpayer in such larger municipalities is finding his local tax burden as onerous as his counterpart in the smaller municipalities;

   THEREFORE BE IT RESOLVED that The Honourable Minister of Energy and Resources be urged to extend the announced financial assistance programme for sewage treatment facilities to include all municipalities which are responsible for sewage disposal."

---

3. That the following resolution of the City of Sarnia be endorsed:

> *"WHEREAS Section 294 (a) sub-section (1) of The Municipal Act provides that a municipality may, by by-law passed before the adoption of estimates for any year, levy a sum on real property according to the last revised assessment roll before the adoption of estimates for that year;*
>
> *AND WHEREAS Section 294 (a) sub-section (3) of The Municipal Act limits the penalty which may be imposed for non-payment of such levy to one-half of one percent on the first day of default and on the first day of each calendar month thereafter until the end of the year in which such taxes are levied;*
>
> *AND WHEREAS the benefit provided to municipalities by the first sub-section of the Act quoted above is negated by the second sub-section of the Act quoted above by reason of the lack of incentive to the tax-payer to pay the levy, caused by the excess of current bank interest rates over the maximum penalty rate allowed;*
>
> *NOW THEREFORE BE IT RESOLVED that the Province of Ontario be requested to amend Section 294 (a) sub-section (3) of The Municipal Act by striking out that portion of the sub-section which reads 'provided that any percentage charge as a penalty imposed under sub-section (3) of section 120 of The Assessment Act for non-payment of any taxes or an instalment thereof levied, under this section shall not exceed one-half of one percent', thus allowing a penalty rate of 1% on the first day of default and on the first day of each calendar month thereafter until the end of the year in which such taxes are levied, instead of the present maximum rate of one-half of one percent."*

4. That by-laws be presented to Council:

(a) to authorize, with the approval of Lieutenant Governor in Council, the advance of a sum not exceeding $100,000.00 under the provisions of Section 5 of The Housing Development Act to City of Kingston Housing Limited, a building development corporation to be incorporated, and to authorize the issue of debentures therefor;

(b) to authorize an application to Central Mortgage and Housing Corporation on behalf of City of Kingston Housing Limited, a building development corporation to be incorporated, for a loan under the provisions of Section 16 of The National Housing Act, 1954, as amended, in an amount not to exceed $1,300,000. for the purpose of assisting in the construction of a rental housing project near the south-westerly corner of Bath Road and Portsmouth Avenue by City of Kingston Housing Limited; and

(c) to authorize the sale, with the approval of the Minister of Trade and Development, of 5.37± acres of City owned land near the south-westerly corner of Bath Road and Portsmouth Avenue to City of Kingston Housing Limited, a building development corporation to be incorporated, for the sum of $1.00 and 44 shares of the common stock of City of Kingston Housing Limited, under the provisions of Section 16 of The Housing Development Act.

5. That a by-law be presented to Council to authorize the execution of an Agreement with Her Majesty the Queen, represented by the Minister of Transport (Canada) to amend the lease for the Norman Rogers Airport to delete five buildings that have been demolished.

(Note: Buildings are:
Item 23A - 8 Bay Garage
23D - M.T. Section - Office & Workshop
37B - Fire Hose House
52 - Bomb Fusing Hut
53 - Sewage System Pump House)

6. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with A. Davis and Son Limited to provide, pursuant to the provisions of Section 17 of By-Law No. 6263 (Industrial Wastes), that the City accept and treat the industrial wastes of A. Davis and Son Limited with surcharge to be calculated:

   (a) in the first year, as 25%;
   (b) in the second year, as 40%;
   (c) in the third year, as 55%;
   (d) in the fourth year, as 70%;
   (e) in the fifth year, as 85%;
   (f) in the sixth year and subsequent years, as 100%;

   of the surcharge as calculated in accordance with the formulae set out in By-Law No. 6263.

   (Ald. Matthews opposed).

7. That, as recommended by the Public Works Committee, the following budget appropriation amendments be approved:

	Increase	Decrease
PUBLIC WORKS		
CITY YARD		
- Equipment & Garage Tools	$1,000.	-
(Purchase of Lathe for Mechanic Shop & Installation of a diesel fuel tank)		
- Miscellaneous Supplies		
- Automotive Supplies	-	$1,000.
- Maintenance Lands & Buildings		
- Lands Maintenance *(Over Expended)*	$1,100.	-
- Structural Additions & Alterations	-	$1,100.

8. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with McGinnis and O'Connor Limited to amend Contract 69/8 for paving and resurfacing as follows and to reduce the total contract price from $32,269.40 to $31,573.40:

   A. Delete tender form item 22 - M1 base, yard paving, 3" consolidated thickness 480 sy at $1.45 = $696.00
   (Superintendent wishes to defer this work.

   B. Delete in Schedule 'B' Information for Tenderers paragraph 9, the last two lines being - Brock St., Helen to Palace Rd. - and - City Yard - and

   C. Substitute with the following description - Brock St. from Helen to College St.

9. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with Spada Tile Limited to amend Contract 69/5W for construction and reconstruction of sidewalks to include the following additional work:

Street	Side	Type	From	To	Width Exist.	Width Prop.
Rideau	E	A	278' N of north track of CPR spur	northerly 92.3'	4.5	4.5

and to increase the quantities as follows:

Item	Description	Prev. Auth. Quan. S.F.	Net Incr. S.F.	Incr. Quan. S.F.	Unit Price	Increase
1	Two course type A	23,664.19	415.35	24,079.59	$1.33	$552.42
3	Wire mesh	12,350	255.00	12,605.00	.14	35.70
					Total:	$588.12

10. That, as recommended by the Public Works Committee, Queen's University be notified as follows concerning sewers to service the University's West Campus:

A - That the University be permitted to connect to the Yonge St. storm sewer - appreciating that this may load the sewer to capacity leaving no reserve for possible future development in the area.

B - That the University be not permitted to connect to the Yonge St. sanitary sewer until such time as the capacity has been increased adequately. This sewer is periodically overloaded and the City has not planned or budgeted for capacity increase.

That the University be requested to design and construct additional sewer capacity in Yonge St. subject to the plans being approved by the City Engineering Department and subject to the University paying the costs that will be incurred by the City in supervising and inspecting the sewer construction.

C - That the University be not permitted to develop the area draining to Gardiner St. until such time as a storm sewer has been provided.

D - That no decision be made regarding a connection to the Gardiner St. sanitary sewer pending calculation of the proposed loading.

-and-

that the necessary by-laws be presented to Council to implement this decision.

(Ald. Travers opposed).

11. Whereas Clause 15, Report No. 13 (1969) authorized the purchase of the property at 610 Montreal Street ("Depot School") from the Frontenac County Board of Education for the sum of $14,000.00;

And Whereas the Frontenac County Board of Education accepted the offer of the City on the condition that suitable accommodation be provided for the Kingston and District Association for Retarded Children Workshop Project, the present tenant of "Depot School";

And Whereas the Association is presently purchasing alternative accommodation for their Workshop Project on Railway Street;

That the City now proceed with the purchase of "Depot School" from the Frontenac County Board of Education for the sum of $14,000.00, on the understanding that the present lease with the Kingston and District Association for Retarded Children will be honoured.

12. Whereas the Fire, Legislation and Housing Committee has recommended to the Committee of Adjustment that the standard form of subdivision agreement be entered into with Belcon Construction of Kingston Limited as a condition of consent to a mortgage of the five parcels of land located west of Queen Mary Road and south of the Bath Road A & P property;

That a by-law be presented to Council to authorize the execution of the standard form of subdivision agreement with Belcon Construction of Kingston Limited, to provide that all services will be constructed at the expense of the developer.

13. That the acceptance, in accordance with Clause 16, Report No. 78 (1969), by the Finance and Accounts Committee of the tender of A. E. Ames & Co. Limited, Richardson Securities of Canada, and The Toronto-Dominion Bank for the purchase of $750,100.00 City of Kingston debentures in accordance with the call for tenders dated September 25, 1969, at a price of $96.11 per $100.00, being the highest tender received (approximate cost to the City: 9.335%), be ratified, confirmed and approved.

13. (cont'd)

Other tenders received as follows:

Gairdner & Company , Limited, Bank of Nova Scotia, Harris & Partners Limited, & John Graham & Company Limited	$94.13
Bell Gouinlock & Company Limited	95.90
Greenshields, Inc.	95.676
McLeod, Young, Weir and Company Limited, and Mills Spence and Co. Limited	95.03
Dominion Securities Corporation Limited, J. L. Graham & Company Limited, Equitable Securities Canada Limited and Canadian Imperial Bank of Commerce	95.89
Midland-Osler Securities Limited, Burns Bros. and Denton Limited, & Bankers Bond Corporation Limited	95.01
Wood Gundy Securities Limited, Royal Bank	95.00

14. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with Rideau Valley Constructors Limited to amend Contract 67-1W for Grade Separation over C.N.R. and C.P.R. on Division Street to increase the quantities and costs as follows at an estimated net cost to the City (after subsidies) of $2,300.:

Item No.	Description	Quantity	Price	Revised Quantity	Increased Total Price
62	Sodding	13,000 sq.yds.	72¢ per sq.yd.	20,000 sq.yds.	$14,400.00

15. That, as recommended by the Personnel Officer, the position of Supervisor of Installations and Surveys remain as now evaluated.

(Ald. Keyes opposed)

Respectfully submitted,

(CHAIRMAN)

The Finance and Accounts Committee may present the following clause:

16. That a by-law be presented to Council to authorize the execution of an agreement with Dr. G. H. Ettinger for the lease of City owned land in the Township of Pittsburgh upon which his cottage stands (Lot 7, Plan 525, Township of Pittsburgh) for the ten year period of from October 1, 1970, to September 30, 1980, at a rental of $225.00 per year, subject to ninety days' notice to vacate if lands are required for municipal purposes.

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 19
receive their first reading.

(b) That Council resolve itself into a Committee of the Whole
to give By-Laws 1 to 19
their second reading.

Ald. Enright, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving
By-Laws 10 to 19
their third reading.

(e) That By-Laws 10 to 36
be given their third reading.

(1) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 80).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6452)
Clause 1, Report No. 80

(2) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clause 1, Report No. 80).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6453)
Clause 1, Report No. 80

(3) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Traffic Signal Lights: Princess and Macdonnell Streets).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6454)
Clause 2, Report No. 80

(4) A By-Law to Authorize the Execution of an Agreement with Ruliff Grass Limited for the Construction of New Raw Water Intake and the Installation of Pumping Equipment and Drainage System for Sewage Treatment Plant. (Contract 69-11W).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6455)
Clause 1, Report No. 81

(5) A By-Law to Amend By-Law No. 5057, "A By-Law to Authorize a Special Charge to Pay for Part of the Cost of Providing Additional Sewer Capacity" (Inclusion of Boarding and Lodging Houses).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6456)
Clause 7, Report No. 86

(6) A By-Law to Authorize the Advance of a Sum Not Exceeding $100,000.00 to City of Kingston Housing Limited and to Authorize the Issue of Debentures Therefor.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6457)
Clause 4(a), Report No. 87

(7) A By-Law to Authorize the Sale of 5.37 Acres of Land Near the South-Westerly Corner of Bath Road and Portsmouth Avenue to City of Kingston Housing Limited.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6458)
Clause 4(c), Report No. 87

(8) A By-Law to Authorize the Execution of an Agreement with A. Davis and Son Limited (Industrial Wastes).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6459)
Clause 6, Report No. 87

(9) A By-Law to Authorize the Execution of an Agreement with Queen's University at Kingston (Sanitary Sewer In Yonge Street to West Campus).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6460)
Clause 10, Report No. 87

(10) A By-Law to Authorize the Execution of an Agreement with King-Seagrave Limited for the Manufacture and Supply of One Deluxe, Custom Built, 100 Foot Aerial Ladder Fire Truck.

(THREE READINGS) (PROPOSED NO. 6461)
Clause 1, Report No. 74

(11) A By-Law to Authorize the Construction of a Sanitary Sewer in the South Side of Johnson Street from 273 Feet West of Yonge Street Westerly 142 Feet (Current Funds).

(THREE READINGS) (PROPOSED NO. 6462)
Clause 12, Report No. 78

(12) A By-Law to Repeal By-Law No. 5826, "A By-Law to Authorize the Execution of an Agreement with The Kingston Airport Commission and H. M. Sly (Lease of Agricultural Lands)".

(THREE READINGS) (PROPOSED NO. 6463)
Clause 14, Report No. 78

(13) A By-Law to Authorize the Execution of an Agreement with Frondevco Limited to Amend the Subdivision Agreement for Frondevco Subdivision No. 2 (Revised Grading Plan).

(THREE READINGS) (PROPOSED NO. 6464)
Clause 4, Report No. 86

(14) A By-Law to Authorize an Application to Central Mortgage and Housing Corporation on Behalf of City of Kingston Housing Limited, a Building Development Corporation to be Incorporated, for a Loan Not to Exceed $1,300,000.00.

(THREE READINGS) (PROPOSED NO. 6465)
Clause 4(b), Report No. 87

(15) A By-Law to Authorize the Execution of an Agreement with Her Majesty the Queen, Represented by the Minister of Transport (Canada), to Amend the Lease for the Norman Rogers Airport (Deletion of 5 Buildings that have been Demolished).

(THREE READINGS) (PROPOSED NO. 6466)
Clause 5, Report No. 87

(16) A By-Law to Authorize the Execution of an Agreement with McGinnis and O'Connor Limited to Amend Contract 69-8W for Paving and Resurfacing. (Reduce Quantities).

(THREE READINGS) (PROPOSED NO. 6467)
Clause 8, Report No. 87

(17) A By-Law to Authorize the Execution of an Agreement with Spada Tile Limited to Amend Contract 69-5W for Construction and Reconstruction of Sidewalks. (Increase Quantities).

(THREE READINGS) (PROPOSED NO. 6468)
Clause 9, Report No. 87

(18) A By-Law to Authorize the Execution of an Agreement with Belcon Construction of Kingston Limited (Committee of Adjustment - Subdivision Agreement).

(THREE READINGS) (PROPOSED NO. 6469)
Clause 12, Report No. 87

(19) A By-Law to Authorize the Execution of an Agreement with Rideau Valley Constructors Limited to Amend Contract 67-1W for Grade Separation Over C.N.R. and C.P.R. on Division Street (Increase Sodding Quantities).

(THREE READINGS) (PROPOSED NO. 6470)
Clause 14, Report No. 87

(20) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $65,000.00 for the Purchase of a New Aerial Ladder Fire Truck.

(THIRD READING) (NO. 6390)
Clause 8, Report No. 66

(Note: Amended on Third Reading to Change the Words "Taxable Property" in para. 6 to read "rateable property".)

(21) A By-Law to Authorize the Sale of Certain Land to Mr. John Agazzi and Gualtiero Castelan. (Industrial Site, Elliot Avenue).

(THIRD READING) (NO. 6391)
Clause 11, Report No. 66

(Note: Amended on Third Reading to include Gualtiero Castelan as a party to the Sale).

(22) A By-Law to Authorize the Execution of an Agreement with Mr. John Agazzi and Gualtiero Castelan. (Industrial Site, Elliot Avenue).

(THIRD READING) (NO. 6392)
Clause 11, Report No. 66

(Note: Amended on Third Reading to include Gualtiero Castelan as a party to the Agreement).

(23) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $54,400.00 for the Construction of Storm Sewers.

(THIRD READING) (NO. 6406)
Clause 13, Report No. 72

(24) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $107,700.00 for the Construction of Sanitary Sewers.

(THIRD READING) (NO. 6407)
Clause 13, Report No. 72

(25) A By-Law to Consolidate the Sums Authorized by Certain Money By-Laws Into One Sum of $162,100.00 and to Borrow Same by the Issue of Debentures Therefor (Local Improvements Consolidation No. 46).

(THIRD READING) (NO. 6408)
Clause 13, Report No. 72

(26) A By-Law to Authorize Improvements to the Water Purification Plant on King Street (Phase II - Second Water Intake).

(THIRD READING) (NO. 6418)
Clause 14, Report No. 72

(Note: Body of By-Law amended on third reading to provide that total estimated cost of work to be $568,000.00 instead of $838,000.00).

(27) A By-Law to Authorize the Execution of an Agreement with Harold Brown (Street Widening - Elliot Avenue).

(THIRD READING) (NO. 6420)
Clause 19, Report No. 72

(28) A By-Law to Stop Up the Street Allowance Shown on Plan 19 Lying South of Elliot Avenue for a Distance of 81 Feet and Being 17 Feet West of Maple Street, Pursuant to the Provisions of Section 459 of The Municipal Act.

(THIRD READING) (NO. 6421)
Clause 2, Report No. 67

(29) A By-Law to Fix the Price at Which the Stopped Up Portion of the Street Allowance Shown on Plan 19 Lying South of Elliot Avenue for a Distance of 81 Feet and Being 17 Feet West of Maple Street Shall be Offered for Sale at $1.00 Pursuant to Section 477 of The Municipal Act.

(THIRD READING) (NO. 6422)
Clause 2, Report No. 67

(30) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $20,000.00 to Pay the Cost of Construction of a 24 Foot Gravel Road from Montreal Street to Bell Island.

(THIRD READING) (NO. 6425)

(31) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $568,000.00 to Pay the Cost of Improvements to the Water Purification Plant on King Street (Phase II - Second Water Intake).

(THIRD READING) (NO. 6426)

(Note: Amended on Third Reading to Reduce Debenture Amount from $838,000.00 to $568,000.00).

(32) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Traffic Signal Lights: Division and Counter Streets).

(THIRD READING) (NO. 6427)
Clause 1, Report No. 73

(33) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 73, and Clause 3, Report No. 80).

(THIRD READING) (NO. 6428)
Clause 1, Report No. 73
and
Amended by Clause 3, Report No. 80

(34) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clause 1, Report No. 73 and Clause 3, Report No. 80).

(THIRD READING) (NO. 6429)
Clause 1, Report No. 73
and
Amended by Clause 3, Report No. 80

(35) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 3, Report No. 73).

(THIRD READING) (NO. 6430)
Clause 3, Report No. 73

(36) A By-Law to Establish the "Confederation Parking Lot" on the North-East Corner of Brock and Ontario Streets.

(THIRD READING) (NO. 6431)
Clause 4, Report No. 73

MOTIONS

CITY COUNCIL MEETING NO. 19

The Regular Meeting of City Council Was Held in the Council Chamber on Tuesday, October 14, 1969, at 8:10 p.m., His Worship Mayor Swain presiding.

ROLL CALL

Mayor Swain, Ald. Brightman, Ald. Cook, Ald. Enright, Ald. Hunter, Ald. Keenleyside, Ald. Keyes, Ald. Kuyek, Ald. Matthews, Ald. Meister, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts. (15)

MAYOR SWAIN PRESENTED ASSOCIATION OF MUNICIPAL CLERKS AND TREASURERS OF ONTARIO CERTIFICATE OF SUCCESSFUL COMPLETION OF THE ASSOCIATION'S TRAINING COURSE TO:

Mr. M. C. Healy

TABLING OF DOCUMENTS

(1) Copy of Monthly Statement of Expenditures of the Children's Aid Society of the City of Kingston and County of Frontenac for the period January 1, 1969, to August 31, 1969.

(Note: Copy of statement distributed to each member of Council with this Agenda).

(2) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to July, inclusive, 1969:

	1968 Jan. to July	1969 Jan. to July
REVENUE	$310,321.	$300,214.
EXPENDITURES		
Total Operating Expenses:	$397,696.	$419,473.
Less Revenue:	(-) 310,321.	(-) 300,214.
NET OPERATING DEFICIT:	$ 87,375.	$119,259.
Plus:		
Pro-Rated Debenture Charges	(+) 57,012.	(+) 57,980.
TOTAL DEFICIT FOR PERIOD	$144,387.	$177,239.

(NOTE: Adult Fare Schedule introduced July 4, 1966, and July 2, 1969.
Current Student Fare Schedule introduced September 1, 1968)

(3) 1970 Calendar of The Ontario Fire College for the Advanced Training of Fire Department Officers.

(To be Referred to the Fire, Legislation and Housing Committee)

(4) Copies of Kingston Suburban Roads Commission meetings of July 21, August 22, and September 19, 1969.

(5) Copy of Decision of The Ontario Municipal Board dated September 24, 1969, resulting from the Hearing held August 27, 1969, for determination of the conditions to be imposed on the registration by Kingston Enterprises Limited of plan of "Crestview II" Subdivision.

(Note: Copies of Decision have been distributed to the members of Council and to members of the Kingston Planning Board).

(6) Copy of *Kingston and Region Statistics - 1969*, concerning population, prepared by the City of Kingston Planning Office.

(7) Copy of *Report to the International Joint Commission on the Pollution of Lake Erie, Lake Ontario and the International Section of the St. Lawrence River - Vol. 1 - Summary* by the International Lake Erie Water Pollution Board and the International Lake Ontario-St. Lawrence River Water Pollution Board, 1969.

MINUTES

Moved by Ald. Kuyek,
Seconded by Ald. Keyes,

That the minutes of City Council Meeting No. 17, "Unfinished Business", paragraph 9, page 336, be amended by deleting:

"Ald. Kuyek stated that the Social Services Committee had met with representatives of A.T.A.K. to discuss their brief;"

and substituting the following:

"Ald. Kuyek stated that the Social Services Committee had refused to meet with representatives of Hewett's Tenants' Union to discuss their brief;"

in lieu thereof.

CARRIED

Moved by Ald. Kuyek,
Seconded by Ald. Keyes,

That the minutes of City Council Meeting No. 17, held on September 22, 1969, as amended, and the minutes of City Council Meeting No. 18 held on September 25, 1969, be adopted as printed.

CARRIED

COMMUNICATIONS

To be Filed:

(1) From the City of Windsor, notifying of the adoption of their following resolution:

"That the briefs of the Borough of Scarborough and the City of Kingston relative to the recommendations of the Ontario Law Reform Commission respecting the proposed revision of the Landlord and Tenant Law of the Province BE CONCURRED IN GENERALLY and that the Provincial Government be requested to provide for the appointment of Provincial enforcement and review agencies rather than grant local municipalities the authority and power to provide for the enforcement of the proposed new legislation."

(2) Copies of letters to the Minister of Municipal Affairs and the Minister of Highways from Ald. E. Watts and copies of their replies re: Concession Street Expressway and the Traffic Circle.

(Note: Copies of this correspondence distributed to the members of Council on September 26, 1969).

(3) From the Honourable W. Darcy McKeough, Minister of Municipal Affairs, stating:

"A paragraph, in the statement I made in the Legislature on June 25, 1969, when introducing the proposed 1968-69 Assessment Act, has caused some concern. In referring to Section 29 of the proposed Bill I said that the statutory instructions to the assessor in the valuation of property had been removed."

and enclosing an elaboration of this statement emphasizing the importance of the trained judgment of the assessor.

Which Has Been Referred to the Traffic and Streets Committee:

(4) From the Kingston Public Utilities Commission, requesting the establishment of new bus stops required by modifications made to the Regent-Johnson - Queen's-Calvin Park, Portsmouth, and Queen Mary Road routes and requesting the removal of parking from the east side of University Avenue from Stuart to Union Streets.

To be Referred to the Traffic and Streets Committee:

(5) From the Minister of Highways, acknowledging receipt of the resolution of the Traffic and Streets Committee (confirmed by Clause 5 of Report No. 73 (1969)), requesting the Department to assume that section of Highway 33 from the City of Kingston west limits easterly to the railway spur line, which is included in the Connecting Link Agreement, and notifying:

COMMUNICATIONS (cont'd)

To be Referred to the Traffic and Streets Committee (cont'd)

(5) (cont'd)

"The connecting link agreements are established to give additional assistance to municipalities on roads which provide continuity of highway service within their boundaries. It is therefore undesirable to have these roads under Provincial jurisdiction."

Which Has Been Referred to the Fire, Legislation and Housing Committee:

(6) From the City of Sarnia, requesting endorsation of their following resolution:

"WHEREAS the operation of certain motor vehicles and motorcycles on streets and public ways in the City of Sarnia cause considerable annoyance to residents particularly because of the noise created;

AND WHEREAS paragraph 114 of subsection 1 of section 379 of The Municipal Act, permits municipalities to prohibit or regulate the ringing of bells, the blowing of horns, shouting and unusual noises, or noises likely to disturb the inhabitants;

AND WHEREAS Ontario Legislation does not permit municipalities to pass by-laws to effectively control unnecessary noise in connection with the operation of motor vehicles;

THEREFORE BE IT RESOLVED that the Provincial Government be petitioned to introduce legislation to permit municipalities to pass by-laws to control unnecessary noise in connection with motor vehicle operation, and to authorize the use of approved sound level meters as a tool to gauge the level of sound."

To be Referred to the Fire, Legislation and Housing Committee:

(7) From the Social Planning Council of Kingston and District, requesting that the Minimum Housing Standards By-Law be enforced and enclosing copy of *Brief on Kingston Housing* dated September 24, 1969, prepared by L. Inglis, Chairman, Housing Committee, Social Planning Council.

(8) Copy of letter from The Association of Women Electors of Kingston Area to the Honourable W. Darcy McKeough, Minister of Municipal Affairs, stating:

"The Kingston Association of Women Electors has passed a resolution requesting an amendment of the Voters' Lists Act 7.(5) to read as follows: 'the name of the same person shall not be entered more than once in the list', omitting the clauses 'except, that in case of a municipality divided into wards, the name of the same person shall be entered upon the list as qualified to vote at municipal elections in every ward in which he is assessed for a sufficient amount to qualify him so to vote'.

It is our belief that the clause which we wish omitted is contrary to the democratic principle of one man - one vote."

(9) From the Association of Women Electors of Kingston Area stating:

"The Association of Women Electors has resolved to request immediate redistricting of the City of Kingston. At the present time there is a large discrepancy in the population of different wards, and this discrepancy is increasing rapidly as additional housing units are built.

For this reason the Association feels that this redistricting should not be kept in abeyance pending completion of an official plan, which is a long term project, but, should be undertaken now."

PETITIONS

REPORTS

Ald. Speal presented Report No. 80 of the Committee on Traffic and Streets as follows.

Moved by Ald. Speal, seconded by Ald. Vosper, That Report No. 80 of the Traffic and Streets Committee be received and adopted clause by clause.

REPORT NO. 80

To the Mayor and Members of Council Kingston, October 7, 1969

The Traffic and Streets Committee reports and recommends as follows:

1. That By-Laws No. 24 (Traffic By-Law) and 495 (Meter By-Law) be amended to provide:

   (a) for removal of alternate side street parking on Pine Street between Cherry Street and Cowdy Street to permit parking on both sides of the street;

   (b) for prohibition of parking on the south side of Pine Street from Division Street to 25 feet east of Division Street and for establishment of a fifteen minute parking area on the south side of Pine Street from 25 feet east of Division Street to 45 feet east of Division Street;

   NOTE: A driveway to the new apartment building being constructed on the corner makes it necessary to relocate the fifteen minute parking area.

   (c) for prohibition of parking on the south side of Union Street from Beverley Street to 60 feet west of Frontenac Street;

   (d) for prohibition of parking on the north side of Union Street from Frontenac Street to Victoria Street between the hours of 8:30 a.m. and 4:30 p.m. on school days only; and,

   (e) for installation of 5¢ per hour meters with a time limit of two hours on the south side of Okill Street between King Street and George Street.

   (See By-Laws Nos. 6452 and 6453) *CARRIED*

2. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide for the installation of a traffic signal light at the intersection of Princess Street and Macdonnell Street.

   (See By-Law No. 6454) *CARRIED 14:1*
   (Mayor Swain opposed)

3. That By-Law No. 6428, a by-law to amend By-Law No. 24 (Traffic By-Law), and By-Law No. 6429, a by-law to amend By-Law No. 495 (Meter By-Law), be amended on third reading to provide for installation of twenty-one single 5¢ per half-hour meters with a two hour time limit on the south side of Market Street in place of the existing 5¢ per hour meters with a one hour time limit.

   (See By-Laws Nos. 6428 and 6429) *CARRIED 14:1*
   (Ald. Keenleyside opposed)

4. That the account of Minnesota Mining & Manufacturing of Canada Limited in the amount of $722.44 for supply of scotchlite reflective sheeting be paid.

   CARRIED

5. That the land to be dedicated as a street upon completion of construction on the north side of Bath Road opposite Queen Mary Road be named as part of Queen Mary Road.

   (See By-Law No. 6433) *CARRIED*

Traffic & Streets Report No. 80 (cont'd)

6. That the City accept certain land on the north side of Bath Road and west of Portsmouth Avenue as shown on Plans P-2071-12 and P-2071-16 for widening of Bath Road so that the Department of Highways may take the necessary steps to deed the land to the City.

CARRIED

Respectfully submitted,

(signed) *George N. Speal* (CHAIRMAN)
Geo. Vosper
V. C. Brightman
H. G. Hunter
David J. Travers

Ald. Keyes presented Report No. 81 of the Committee on Public Works as follows.

Council consented to the addition of clause 4 for presentation to Council.

Moved by Ald. Keyes, seconded by Ald. Hunter, That Report No. 81 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 81

To the Mayor and Members of Council Kingston, October 6, 1969

The Public Works Committee reports and recommends as follows:

1. That the quotation of Ruliff Grass Limited, POB 550, Thornhill, Ontario, in amount of $20,700.00, for the construction of the new raw water intake and the installation of the pumping equipment and drainage system for the Sewage Treatment Plant, in accordance with plans and specifications prepared by Gore and Storrie Ltd., be accepted, being the only quotation received.

(See By-Law No. 6455) *CARRIED*

2. That the account of Keeler Sales and Service (Frontenac) Ltd., in amount of $560.88, for the supply of equipment repair parts be paid.

CARRIED

3. That the tender of Fort Sales Limited, in amount of $1,010.00, for certain rights to salvage and retrieve materials at the City Dump for a period of one year with effect from December 1, 1969, in accordance with the conditions and terms contained in the Invitation to Tender, be accepted, being the higher tender received.

CARRIED

4. That the City of Kingston petition the Province of Ontario for payment of the Provincial Highway Subsidy on construction expenditures of $16,863.01, and maintenance expenditures of $371,764.43, making a total expenditure for the period January 1 to September 30, 1969 of $388,627.44, pursuant to By-Law No. 6279.

CARRIED

Respectfully submitted,

(signed) *K. Keyes* (CHAIRMAN)
H. G. Hunter
D. G. Timmins
Geo. Vosper
E. Watts

Ald. Cook presented Report No. 82 of the Committee on Parks, Recreation and Property as follows.

Moved by Ald. Cook, seconded by Ald. Brightman, That Report No. 82 of the Parks, Recreation and Property Committee be received and adopted.

REPORT NO. 82

To the Mayor and Members of Council Kingston, October 8, 1969

The Committee on Parks, Recreation and Property recommends as follows:

1. That the following accounts be paid:

Kingston Musicians' Union - Band Concerts - $1,425.00
Thomas G. Murray - Miscellaneous Electrical Repairs - $973.88
Paris Playground Equipment Ltd. - Equipment - $942.11
Public Utilities Commission - Relocating Poles at Cook Youth Centre-$650.24
Public Utilities Commission - Transformer Tower at Elmer Youth Centre - $1,317.64
Kingston Creamery Ltd. - Supplies - $607.20

CARRIED

Respectfully submitted,

(signed) *W. T. J. Cook* (CHAIRMAN)
V. C. Brightman
J. L. Keenleyside
Joan Kuyek
D. G. Timmins

Ald. Enright presented Report No. 83 of the Committee on Social Services as follows.

Moved by Ald. Enright, seconded by Ald. Meister, That Report No. 83 of the Social Services Committee be received and adopted.

REPORT NO. 83

To the Mayor and Members of Council Kingston, September 24, 1969

The Committee on Social Services reports and recommends as follows:

1. That:

WHEREAS rental costs have risen drastically in recent months making the current shelter allowance granted for families under the General Welfare Assistance Act inadequate in many cases;

AND WHEREAS rising costs of living have made a number of other allowances inadequate as well;

THEREFORE BE IT RESOLVED that the Ontario Department of Social and Family Services be requested:

(a) To increase the shelter allowance provided under Section 10, Sub-Section 6 (A, B and C) of the Regulations made under the General Welfare Assistance Act.

(b) To review Section 10, Sub-Section 1, regarding the pre-added budget with a view to increasing where necessary.

(c) To increase when necessary the maximum as set forth under Section 9, Sub-Section 1.

Further that this resolution be sent to other municipalities in Ontario for their endorsation.

CARRIED

Respectfully submitted,

(signed) *K. G. Enright* (CHAIRMAN)
C. J. Meister
J. L. Keenleyside
David J. Travers
E. Watts

Ald. Enright presented Report No. 84 of the Rideaucrest Home Committee as follows.

Moved by Ald. Enright, seconded by Ald. Meister, That Report No. 84 of the Rideaucrest Home Committee be received and adopted.

REPORT NO. 84

To the Mayor and Members of Council Kingston, September 30, 1969

The Rideaucrest Home Committee reports and recommends as follows:

1. That the acceptance of the tenders for Sundry Food Supplies, as recommended by the Purchasing Agent, as amended by the Committee at their meeting on September 30, 1969, for the Rideaucrest Home for the Aged, for the period of October, November and December, 1969, as shown on the Summary of Tender No. 69-40, attached to the minutes of the Rideaucrest Home Committee of September 30, 1969, being the lowest or one of the lowest tenders received, be confirmed, ratified and approved.

CARRIED

Respectfully submitted,

(signed) K. G. Enright (CHAIRMAN)
C. J. Meister
J. L. Keenleyside
David J. Travers
E. Watts

Ald. Speal presented Report No. 85 of the City of Kingston Planning Board as follows.

Moved by Ald. Speal, seconded by Ald. Vosper, That Report No. 85 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 85

To the Mayor and Members of Council Kingston, September 26, 1969

The City of Kingston Planning Board reports and recommends as follows:

1. That, as the subject property has no access to Princess Street, and as the Planning Board considers that access from a commercial use onto Franklin Place would be detrimental and not compatible to residences facing on Franklin Place, therefore the Planning Board does not recommend a zone change from Bb (Residential) to D (Commercial) for the property located on the north side of Franklin Place in the name of Mr. J. B.Sampson.

(See following motion)

Moved by Ald. Watts,
Seconded by Ald. Meister,

That Clause 1 of Report No. 85, City of Kingston Planning Board, September 26, 1969, be placed in abeyance until the Ontario Municipal Board has considered the statement of a site plan of Franklin Place rezoning application.

CARRIED 10:5

Ald. Watts requested a recorded vote;

YEAS: Ald. Brightman, Ald. Cook, Ald. Hunter, Ald. Keenleyside, Ald. Keyes, Ald. Kuyek, Ald. Matthews, Ald. Meister, Ald. Timmins, Ald. Watts.

NAYS: Mayor Swain, Ald. Enright, Ald. Speal, Ald. Travers, Ald. Vosper.

City of Kingston Planning Board Report No. 85 (cont'd)

2. That, as recommended by the Commissioner of Works and in order to provide the necessary access to the development, Clause 1 of Report No. 76 which reads:

"1. That the Minister of Municipal Affairs be requested to impose, pursuant to section 24 of the Condominium Act, as conditions of his approval of the descriptions for registration purposes of the proposed Condominium at the south-west corner of Mowat Avenue:

(1) That southerly access to the applicants' property not be beyond the most southerly access to the Portshore Investments Ltd. property situated to the east;

(2) That the applicant fence or hedge its property from the aforesaid southerly access point of his property to the water edge;

(3) That in lieu of the conveyance for public purposes other than highways required under subsection 5 of Section 28 of The Planning Act, the acceptance by the municipality of money not to exceed 5% of the original purchase price of the lands, these moneys to be expended for the recreational development of the area."

be amended by changing subsection (1) to read:

(1) That southerly access to the applicant's property be not more 50 ft. beyond the entrance to the Portshore Investments Ltd. property situated to the east.

CARRIED

Respectfully submitted,

(signed) *George N. Speal*
E. V. Swain
Geo. Vosper

Ald. Matthews presented Report No. 86 of the Committee on Fire, Legislation and Housing as follows.

Moved by Ald. Matthews, seconded by Ald. Travers, That Report No. 86 of the Fire, Legislation and Housing Committee be received and adopted clause by clause.

REPORT NO. 86

To the Mayor and Members of Council Kingston, October 10, 1969

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That the following resolution of the City of Sarnia be endorsed:

"WHEREAS the operation of certain motor vehicles and motorcycles on streets and public ways in the City of Sarnia cause considerable annoyance to residents particularly because of the noise created;

AND WHEREAS paragraph 114 of subsection 1 of section 379 of The Municipal Act, permits municipalities to prohibit or regulate the ringing of bells, the blowing of horns, shouting and unusual noises, or noises likely to disturb the inhabitants;

AND WHEREAS Ontario Legislation does not permit municipalities to pass by-laws to effectively control unnecessary noise in connection with the operation of motor vehicles;

THEREFORE BE IT RESOLVED that the Provincial Government be petitioned to introduce legislation to permit municipalities to pass by-laws to control unnecessary noise in connection with motor vehicle operation, and to authorize the use of approved sound level meters as a tool to gauge the level of sound."

CARRIED

Fire, Legislation and Housing Committee Report No. 86 (cont'd)

2. That, as requested by the Kingston and District Credit Union Chapter, the day of Thursday, October 16, 1969, be proclaimed as "Credit Union Day" in Kingston.

CARRIED

3. That the following resolution of the City of Windsor be endorsed:

"THAT WHEREAS Subsection 3A of Section 150 of The Municipal Act provides for the Presiding Officer of Council to have a second vote in the event of a tie vote to fill a Council vacancy;

AND WHEREAS such an arrangement can scarcely be justified at a period in democratic progress when the concept of one vote per citizen has long been accepted;

AND WHEREAS in a Council where no one member's vote is of value on any other question or issue;

BE IT THEREBY RESOLVED that the Minister of Municipal Affairs be urged to recommend amendment of Subsection 3A of Section 150 of The Municipal Act to provide some other method to break a tie vote where it becomes necessary to fill a Council vacancy."

CARRIED

4. That, as recommended by the Public Works Committee, the Subdivision Agreement for Frondevco Subdivision No. 2 be amended by substituting Grading Plan A-512-C, Rev. 8/18/69 for the grading plan which forms part of the original agreement.

(See By-Law No. 6464) *CARRIED*

5. That, as recommended by the Industrial Commission, no action be taken on the following resolution of the City of St. Catharines, since it is premature for Kingston to deal with this resolution until the proposed area of regional government is known, and in any event, there will still be a need for Regional Development Councils in an economic area that is much larger than the regional government area:

"That the Provincial Treasurer and Minister of Economics be informed that the Council of the City of St. Catharines is of the opinion that, with the establishment of Regional Government in the Niagara Region, the Regional Development Council in this area should be dissolved and that the functions and responsibilities presently carried out by such Council be transferred to the Regional Government; and further, that the Provincial Government adopt a policy for Ontario of transferring the functions and responsibilities of regional development councils to Regional Government jurisdiction as it develops throughout Ontario."

CARRIED

6. That the following resolution of the City of Brantford be endorsed:

"Whereas the proposed provincial takeover of the municipal property assessment function will result in increased costs to Ontario taxpayers; and,

Whereas this takeover was announced with no warning to Municipal Councils, and with no consultation with local authorities;

And Whereas it has been stated fairly regularly by the Government of Ontario that the assessment function would be a responsibility of Regional Government where such is established;

And Whereas the Municipal Assessment departments work with, and their assessment records are essential to the day to day operation of other Municipal departments:

Fire, Legislation and Housing Committee Report No. 86 (cont'd)

6. (cont'd)

Therefore, be it resolved that:

(1) The Government of Ontario defer its announced intention to assume municipal assessment functions until, at least, it has studied the matter in full consultation with local officials; and

(2) The Government of Ontario pledge itself to assign the assessment function to the regional level of Government once same has been formed."

CARRIED 10:5

Ald. Keenleyside requested a recorded vote.

YEAS: Ald. Brightman, Ald. Enright, Ald. Keyes, Ald. Kuyek, Ald. Matthews, Ald. Meister, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Watts.

NAYS: Mayor Swain, Ald. Cook, Ald. Hunter, Ald. Keenleyside, Ald. Vosper.

7. That, as recommended by the Public Works Committee, a by-law be presented to Council to amend By-Law No. 5057, "A By-Law to Authorize a Special Charge to Pay for Part of the Cost of Providing Additional Sewer Capacity", as follows:

1. That Section 1(b) be amended by numbering the first paragraph as (b)(i) and adding the following section as (b)(ii):

"'Boarding or Lodging House' shall mean any building or part thereof including accommodations for students such as residences, co-ops, fraternities and sororities in which meals are served for a consideration or rooms are rented or provided to persons other than the lessee or administrator, tenant or owner thereof or the members of his family, provided that this definition shall not include any building or part thereof in which meals are supplied or rooms rented to not more than three persons, exclusive of the family of the lessee, administrator, tenant or owner thereof, nor to a restaurant, cafe or public dining room."

2. That Section 1(f) be added, as follows:

"'family' means two or more persons who are related by blood, marriage or legal adoption, and includes

(a) two unrelated persons living with the related persons as paying lodgers or boarders;

(b) one or more full-time domestic servants; and

(c) foster children having the same parents and living with a family under the supervision of a children's aid society."

3. That Section 2(a)(iii) be added, as follows:

"In the case of a boarding or lodging house a charge of $125.00 for every person in excess of eight for which living accommodation is provided in the building."

CARRIED

(See By-Law No. 6456)

Respectfully submitted,

(signed) K. W. Matthews (CHAIRMAN)
David J. Travers
Joan Kuyek
C. J. Meister
D. G. Timmins

Ald. Keyes presented Report No. 87 of the Committee on Finance and Accounts as follows.

Council consented to the addition of Clause 16 as printed on the agenda and as amended by deleting the words "ten year" and the figures "1980" and substituting the words "five year" and the figures "1975" respectively in lieu thereof, for presentation to Council.

Council also consented to the addition of Clause 17 for presentation to Council.

Moved by Ald. Keyes, seconded by Ald. Cook, That Report No. 87 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 87

To the Mayor and Members of Council Kingston, October 8, 1969

The Committee on Finance and Accounts reports and recommends as follows:

1. That, since the prime bank rate may fluctuate during a year, thus requiring a municipality to change its interest rate for tax arrears during a year which is not expedient, and, since the City of Kingston has endorsed the resolution of the City of Welland requesting the rate of interest on tax arrears to be 1% per month, the following resolution of the City of Woodstock be NOT endorsed:

"WHEREAS bank interest rates for Municipal borrowing have continued on a steady upward trend;

AND WHEREAS Section 150, Subsection (1) of The Assessment Act provides that a Council may charge a rate not exceeding two-thirds of one per cent per month on all taxes classified as arrears (which rate is eight (8) per cent calculated as simple interest);

AND WHEREAS interest rates have risen to the point that the minimum rate of loans to Municipalities from Banks is not less than eight and one-half (8½) per cent and debenture interest rates are now above nine (9) per cent (calculated as compound interest);

AND WHEREAS the Province of Ontario has taken no action as yet to alleviate the problem;

NOW THEREFORE BE IT RESOLVED THAT in order to provide for an allowable interest rate that will accurately reflect the current interest rates being paid by Municipalities that rather than setting a fixed rate which required action by the Province before it can be altered upwards or downwards, that a rate be set which is three (3) per cent higher than the prime or minimum bank interest rate."

CARRIED

2. That the following resolution of the City of London be endorsed:

"THAT WHEREAS The Honourable Mr. George Kerr, Minister of Energy and Resources, announced on September 6, 1969, that Provincial assistance will be made available to smaller municipalities to aid them in establishing sewage treatment facilities, because of the difficulty they are encountering in financing such facilities;

AND WHEREAS the City of London, for many years, has been pursuing a policy of eliminating water pollution by the construction of modern sewage treatment facilities, at a cost of many millions of dollars to the local taxpayer, without assistance from the Provincial Government;

AND WHEREAS many larger municipalities, including the City of London, are also finding it increasingly difficult to locate funds for the financing of further treatment facilities and the taxpayer in such larger municipalities is finding his local tax burden as onerous as his counterpart in the smaller municipalities;

THEREFORE BE IT RESOLVED that The Honourable Minister of Energy and Resources be urged to extend the announced financial assistance programme for sewage treatment facilities to include all municipalities which are responsible for sewage disposal." *CARRIED*

Finance and Accounts Committee Report No. 87 (cont'd)

3. That the following resolution of the City of Sarnia be endorsed:

"WHEREAS Section 294 (a) sub-section (1) of The Municipal Act provides that a municipality may, by by-law passed before the adoption of estimates for any year, levy a sum on real property according to the last revised assessment roll before the adoption of estimates for that year;

AND WHEREAS Section 294 (a) sub-section (3) of The Municipal Act limits the penalty which may be imposed for non-payment of such levy to one-half of one percent on the first day of default and on the first day of each calendar month thereafter until the end of the year in which such taxes are levied;

AND WHEREAS the benefit provided to municipalities by the first sub-section of the Act quoted above is negated by the second sub-section of the Act quoted above by reason of the lack of incentive to the taxpayer to pay the levy, caused by the excess of current bank interest rates over the maximum penalty rate allowed;

NOW THEREFORE BE IT RESOLVED that the Province of Ontario be requested to amend Section 294 (a) sub-section (3) of The Municipal Act by striking out that portion of the sub-section which reads 'provided that any percentage charge as a penalty imposed under sub-section (3) of section 120 of The Assessment Act for non-payment of any taxes or an instalment thereof levied, under this section shall not exceed one-half of one percent', thus allowing a penalty rate of 1% on the first day of default and on the first day of each calendar month thereafter until the end of the year in which such taxes are levied, instead of the present maximum rate of one-half of one percent."

CARRIED

4. That by-laws be presented to Council:

(a) to authorize, with the approval of Lieutenant Governor in Council, the advance of a sum not exceeding $100,000.00 under the provisions of Section 5 of The Housing Development Act to City of Kingston Housing Limited, a building development corporation to be incorporated, and to authorize the issue of debentures therefor;

(b) to authorize an application to Central Mortgage and Housing Corporation on behalf of City of Kingston Housing Limited, a building development corporation to be incorporated, for a loan under the provisions of Section 16 of The National Housing Act, 1954, as amended, in an amount not to exceed $1,300,000. for the purpose of assisting in the construction of a rental housing project near the south-westerly corner of Bath Road and Portsmouth Avenue by City of Kingston Housing Limited; and

(c) to authorize the sale, with the approval of the Minister of Trade and Development, of 5.37± acres of City owned land near the south-westerly corner of Bath Road and Portsmouth Avenue to City of Kingston Housing Limited, a building development corporation to be incorporated, for the sum of $1.00 and 44 shares of the common stock of City of Kingston Housing Limited, under the provisions of Section 16 of The Housing Development Act.

CARRIED

(See By-Laws Nos. 6457, 6458 and 6465)

5. That a by-law be presented to Council to authorize the execution of an Agreement with Her Majesty the Queen, represented by the Minister of Transport (Canada) to amend the lease for the Norman Rogers Airport to delete five buildings that have been demolished.

(Note: Buildings are:
Item 23A - 8 Bay Garage
23D - M.T. Section - Office & Workshop
37B - Fire Hose House
52 - Bomb Fusing Hut
53 - Sewage System Pump House)

CARRIED

(See By-Law No. 6466)

Finance and Accounts Committee Report No. 87 (cont'd)

6. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with A. Davis and Son Limited to provide, pursuant to the provisions of Section 17 of By-Law No. 6263 (Industrial Wastes), that the City accept and treat the industrial wastes of A. Davis and Son Limited with surcharge to be calculated:

(a) in the first year, as 25%;
(b) in the second year, as 40%;
(c) in the third year, as 55%;
(d) in the fourth year, as 70%;
(e) in the fifth year, as 85%;
(f) in the sixth year and subsequent years, as 100%;

of the surcharge as calculated in accordance with the formulae set out in By-Law No. 6263.

(See By-Law No. 6459) *CARRIED 12:3*
(Ald. Matthews & Ald. Meister opposed)

7. That, as recommended by the Public Works Committee, the following budget appropriation amendments be approved:

	Increase	Decrease
PUBLIC WORKS		
CITY YARD		
- Equipment & Garage Tools	$1,000.	-
(Purchase of Lathe for Mechanic Shop & Installation of a diesel fuel tank)		
- Miscellaneous Supplies		
- Automotive Supplies	-	$1,000.
- Maintneance Lands & Buildings		
- Lands Maintenance *(Over Expended)*	$1,100.	-
- Structural Additions & Alterations	-	$1,100.

CARRIED

8. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with McGinnis and O'Connor Limited to amend Contract 69/8 for paving and resurfacing as follows and to reduce the total contract price from $32,269.40 to $31,573.40:

A. Delete tender form item 22 - M1 base, yard paving, 3" consolidated thickness 480 sy at $1.45 = $696.00 *(Superintendent wishes to defer this work).*

B. Delete in Schedule 'B' Information for Tenderers paragraph 9, the the last two lines being - Brock St., Helen to Palace Rd. - and - City Yard - and

C. Substitute with the following description - Brock St. from Helen to College St.

(See By-Law No. 6467) *CARRIED*

9. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with Spada Tile Limited to amend Contract 69/5W for construction and reconstruction of sidewalks to include the following additional work:

Street	Side	Type	From	To	Width Exist.	Width Prop.
Rideau	E	A	278' N of north track of CPR spur	northerly 92.3'	4.5	4.5

and to increase the quantities as follows:

Finance and Accounts Committee Report No. 87 (cont'd)

9. (cont'd)

Item	Description	Prev. Auth. Quan. S.F.	Net Incr. S.F.	Incr. Quan. S.F.	Unit Price	Increase
1	Two course type A	23,664.19	415.35	24,079.59	$1.33	$552.42
3	Wire mesh	12,350	255.00	12,605.00	.14	35.70
					Total:	$588.12

(See By-Law No. 6468) CARRIED

10. That, as recommended by the Public Works Committee, Queen's University be notified as follows concerning sewers to service the University's West Campus:

A - That the University be permitted to connect to the Yonge St. storm sewer - appreciating that this may load the sewer to capacity leaving no reserve for possible future development in the area.

B - That the University be not permitted to connect to the Yonge St. sanitary sewer until such time as the capacity has been increased adequately. This sewer is periodically overloaded and the City has not planned or budgeted for capacity increase.

That the University be requested to design and construct additional sewer capacity in Yonge St. subject to the plans being approved by the City Engineering Department and subject to the University paying the costs that will be incurred by the City in supervising and inspecting the sewer construction.

C - That the University be not permitted to develop the area draining to Gardiner St. until such time as a storm sewer has been provided.

D - That no decision be made regarding a connection to the Gardiner St. sanitary sewer pending calculation of the proposed loading.

-and-

that the necessary by-laws be presented to Council to implement this decision.

(See By-Law No. 6460) CARRIED

11. Whereas Clause 15, Report No. 13 (1969) authorized the purchase of the property at 610 Montreal Street ("Depot School") from the Frontenac County Board of Education for the sum of $14,000.00;

And Whereas the Frontenac County Board of Education accepted the offer of the City on the condition that suitable accommodation be provided for the Kingston and District Association for Retarded Children Workshop Project, the present tenant of "Depot School";

And Whereas the Association is presently purchasing alternative accommodation for their Workshop Project on Railway Street;

That the City now proceed with the purchase of "Depot School" from the Frontenac County Board of Education for the sum of $14,000.00, on the understanding that the present lease with the Kingston and District Association for Retarded Children will be honoured.

CARRIED

12. Whereas the Fire, Legislation and Housing Committee has recommended to the Committee of Adjustment that the standard form of subdivision agreement be entered into with Belcon Construction of Kingston Limited as a condition of consent to a mortgage of the five parcels of land located west of Queen Mary Road and south of the Bath Road A & P property;

That a by-law be presented to Council to authorize the execution of the standard form of subdivision agreement with Belcon Construction of Kingston Limited, to provide that all services will be constructed at the expense of the developer.

(See By-Law No. 6469) CARRIED

Finance and Accounts Committee Report No. 87 (cont'd)

13. That the acceptance, in accordance with Clause 16, Report No. 78 (1969), by the Finance and Accounts Committee of the tender of A. E. Ames & Co. Limited, Richardson Securities of Canada, and The Toronto-Dominion Bank for the purchase of $750,100.00 City of Kingston debentures in accordance with the call for tenders dated September 25, 1969, at a price of $96.11 per $100.00, being the highest tender received (approximate cost to the City: 9.335%), be ratified, confirmed and approved.

Other tenders received as follows:

Gairdner & Company, Limited, Bank of Nova Scotia, Harris & Partners Limited, & John Graham & Company Limited	$94.13
Bell Gouinlock & Company Limited	95.90
Greenshields, Inc.	95.676
McLeod, Young, Weir and Company Limited, and Mills Spence and Co. Limited	95.03
Dominion Securities Corporation Limited, J. L. Graham & Company Limited, Equitable Securities Canada Limited and Canadian Imperial Bank of Commerce	95.89
Midland-Osler Securities Limited, Burns Bros. and Denton Limited, & Bankers Bond Corporation Limited	95.01
Wood Gundy Securities Limited, Royal Bank	95.00

CARRIED

14. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with Rideau Valley Constructors Limited to amend Contract 67-1W for Grade Separation over C.N.R. and C.P.R. on Division Street to increase the quantities and costs as follows at an estimated net cost to the City (after subsidies) of $2,300."

Item No.	Description	Quantity	Price	Revised Quantity	Increased Total Price
62	Sodding	13,000 sq.yds.	72¢ per sq. yd.	20,000 sq. yds.	$14,400.00

(See By-Law No. 6470) *CARRIED*

15. That, as recommended by the Personnel Officer, the position of Supervisor of Installations and Surveys remain as now evaluated.

CARRIED 12:3
(Ald. Hunter & Ald. Keyes opposed)

16. That a by-law be presented to Council to authorize the execution of an agreement with Dr. G. H. Ettinger for the lease of City owned land in the Township of Pittsburgh upon which his cottage stands (Lot 7, Plan 523, Township of Pittsburgh) for the five year period of from October 1, 1970, to September 30, 1975, at a rental of $225.00 per year, subject to ninety days' notice to vacate if lands are required for municipal purposes.

(See By-Law No. 6471) *CARRIED AS AMENDED*

17. That City Council enter into discussions with Queen's University regarding joint participation in a family housing project.

(See following motion of amendment).

Finance and Accounts Committee Report No. 87 (cont'd)

Moved by Ald. Keyes,
Seconded by Ald. Kuyek,

That Clause 17, Report No. 87 be amended by the addition of the following words thereto: "and that negotiations be carried out by the Fire, Legislation and Housing Committee.".

CARRIED

Clause 17 as amended to read as follows was then considered:

17. That City Council enter into discussions with Queen's University regarding joint participation in a family housing project, and that negotiations be carried out by the Fire, Legislation and Housing Committee.

CARRIED AS AMENDED

Respectfully submitted,

(signed) *E. V. Swain* (CHAIRMAN)
K. Keyes
W. T. J. Cook
K. G. Enright
K. W. Matthews
George N. Speal

UNFINISHED BUSINESS

Ald. Keyes stated that he was concerned about the recent statements in the newspaper concerning burning at the dump and that others might think that the City was taking the law into its own hands, which was not so. He stated that the Works Committee met with the Engineer from the Department of Energy and Resources Management, and were notified that an extension for burning at the dump could not be permitted by officials of the local office. Ald. Keyes stated further, that the City's Capital Budget appropriation for a trash incinerator had been discussed, and the Department's Engineer had been asked for specifications for an incinerator.

He stated that the Department of Energy and Resources Management were currently reviewing the specifications for trash incinerators for municipalities and therefore had no specifications to provide to the City.

Ald. Keyes stated further than an extension of time, until specifications were received by the City, for burning highly combustible material at the City's Dump had been requested of the Provincial Government, and when an answer was received the City would comply with the directions. He stated that the previously mentioned events had been noted in letters to the Government concerning the problems resulting from buried material, and that the City had not had a serious dump fire since the present method of covering and burning had been instituted. He stated that the City was awaiting a letter from the Department of Energy and Resources Management.

Ald. Matthews stated that he was amazed at the Administrator bringing up the matter of revising the dump site and he noted that the golf course plans now provide for a nine-hole golf course instead of an eighteen-hole course. He stated that the matter of the dump was in the hands of the politicians and should remain there. He suggested that matters should be kept quiet until the politicians make a policy decision.

Ald. Matthews stated that it had been reported to him that the bacteria count became higher as one got nearer to Bell's Island, and he suggested that "No Swimming" regulations should be instituted at Bell's Island. He stated further that the swimming at Elliot Avenue beach had not been good after the dumping had started. He stated that consideration of the incinerator should be Council's first priority and that Department Heads should not make further recommendations until policy decision has been discussed. He stated that the City was being asked to do something for which there would be no results for a period of fifty years.

UNFINISHED BUSINESS (cont'd)

Ald. Matthews stated that the area along Division Street, north of Raglan Road, was deteriorating. He enquired if a citizen's arrest could be made to enforce City by-laws. He stated that the present zoning regulations were creating the deterioration problem which allowed, for example, seven apartment houses on one street.

Mayor swain stated that consideration of zoning will follow the establishment of the Official Plan. However, the Official Plan is now only in a study stage and spot zoning amendments would have to be made at this time to correct the problem.

Ald. Matthews asked that a statement be made on the present bus strike. He asked also if the salary of the Public Utilities Commission supervisory staff comes from the budget for transit operations, and who was responsible for negotiating with the bus drivers.

Mayor Swain stated that there was a negotiating team appointed by the Public Utilities Commission consisting of supervisory staff. He stated further that a letter had been received by the Public Utilities Commission that bus operations would cease at noon on October 15th. He stated also that City Council was not involved since the Public Utilities Commission had been entrusted with the operations of the bus system, and further that the negotiating team of the P.U.C. team was ready to meet at any time with the bus drivers.

In answer to a question from Ald. Vosper as to whether or not the transfer of bus operations to the Public Utilities Commission had been a decision of the electorate, the Clerk-Comptroller reported that a question had been voted on by the electorate to provide that the P.U.C. would operate the transit system, and that the matter of the Public Utilities Commission returning control of the transit system to the City could not occur without a vote of the people.

Mayor Swain emphasized that the transit strike was within the jurisdiction of the Public Utilities Commission and that there was no area of direct responsibility with the City.

Ald. Vosper stated that Sydenham Ward and the City's north end in 1957 had the same zoning as the north end still has now; that the north end aldermen had objected to suggested changes to Bb that had subsequently been recommended and which had occurred in Sydenham Ward, and therefore the north end was shackled with "C" zoning which is causing the deterioration problem.

Ald. Cook stated that the Parks Committee had received the thoughts of their Administrator on the future plans of the City, and that they would be discussed in the future.

Ald. Cook stated that the bacteria count had been reported to him; that the Committee was well aware of their responsibility, and safety factors had been examined. He noted that there had been some problems as a result of the bacteria count, but not to any great extent.

Ald. Matthews stated that the discussion on the dump had not been placed on the agenda as such and that he did not need to be educated.

Ald. Meister stated that he wished to clarify a quoted statement of his in the newspaper which should read "any member of the Public Utilities Commission not prepared to do the job they were elected for should resign".

Ald. Meister stated that he was glad to hear of the statement of Ald. Keyes concerning the burning of material at the City dump. He asked if the Government was really serious about pollution or only about "eye" pollution or "smell" pollution. He noted there was no action being taken concerning pollution caused by motor vehicles which cannot be seen nor smelled and which was a really serious matter.

Mayor Swain stated that the Government was instituting pollution controls on motor vehicles with a deadline of 1971.

Ald. Keyes asked if Ald. Matthews had read the bacteria count report concerning the Great Cataraqui River.

UNFINISHED BUSINESS (cont'd)

Ald. Hunter stated that he wished to defend the control of "smell" pollution which had been reduced to a very great extent, and that the Company was concerned and will continue to work to rectify the matter.

Ald. Meister stated that this was the wrong Company.

BY-LAWS

(a) Moved by Ald. Enright,
Seconded by Ald. Cook,

That By-Laws 1 to 19 plus 37 receive their first reading.

CARRIED

(b) Moved by Ald. Cook,
Seconded by Ald. Speal,

That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 19 plus 37 their second reading.

Ald. Enright, Chairman.

CARRIED

(c) Moved by Ald. Speal,
Seconded by Ald. Matthews,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

(d) Ald. Enright reported that By-Laws 1 to 19 plus 37 had been considered in the Committee of the Whole and had received their second reading on the following division:

11 in Favour
4 Opposed.

(e) Moved by Ald. Matthews,
Seconded by Ald. Keyes,

That Rule 35 be suspended for the purpose of giving By-Laws 10 to 19 their third reading.

CARRIED

(f) Moved by Ald. Keyes,
Seconded by Ald. Enright,

That By-Laws 10 to 36 plus 37 be given their third reading.

CARRIED

(1) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 80).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6452)
Clause 1, Report No. 80

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 11:4

(2) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clause 1, Report No. 80).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6453)
Clause 1, Report No. 80

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 11:4

(3) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Traffic Signal Lights: Princess and Macdonnell Streets).

(FIRST AND SECOND READING) (PROPOSED NO. 6454)
Clause 2, Report No. 80

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 11:4
(Ald. Swain and Ald. Cook opposed)

(4) A By-Law to Authorize the Execution of an Agreement with Ruliff Grass Limited for the Construction of New Raw Water Intake and the Installation of Pumping Equipment and Drainage System for Sewage Treatment Plant. (Contract 69-11W).

(FIRST AND SECOND READING) (PROPOSED NO. 6455)
Clause 1, Report No. 81

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 11:4

(5) A By-Law to Amend By-Law No. 5057, "A By-Law to Authorize a Special Charge to Pay for Part of the Cost of Providing Additional Sewer Capacity" (Inclusion of Boarding and Lodging Houses).

(FIRST AND SECOND READING) (PROPOSED NO. 6456)
Clause 7, Report No. 86

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 11:4

(6) A By-Law to Authorize the Advance of a Sum Not Exceeding $100,000.00 to City of Kingston Housing Limited and to Authorize the Issue of Debentures Therefor.

(FIRST AND SECOND READING) (PROPOSED NO. 6457)
Clause 4(a), Report No. 87

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 11:4

(7) A By-Law to Authorize the Sale of 5.37 Acres of Land Near the South-Westerly Corner of Bath Road and Portsmouth Avenue to City of Kingston Housing Limited.

(FIRST AND SECOND READING) (PROPOSED NO. 6458)
Clause 4(c), Report No. 87

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 11:4

(8) A By-Law to Authorize the Execution of an Agreement with A. Davis and Son Limited (Industrial Wastes).

(FIRST AND SECOND READING) (PROPOSED NO. 6459)
Clause 6, Report No. 87

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 11:4
(Ald. Matthews opposed)

(9) A By-Law to Authorize the Execution of an Agreement with Queen's University at Kingston (Sanitary Sewer in Yonge Street to West Campus).

(FIRST AND SECOND READING) (PROPOSED NO. 6460)
Clause 10, Report No. 87

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 11:4

(10) A By-Law to Authorize the Execution of an Agreement with King-Seagrave Limited for the Manufacture and Supply of One Deluxe, Custom Built, 100 Foot Aerial Ladder Fire Truck.

(THREE READINGS) (PROPOSED NO. 6461)
Clause 1, Report No. 74

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 11:4
THIRD READING - CARRIED 15:0

(11) A By-Law to Authorize the Construction of a Sanitary Sewer in the South Side of Johnson Street from 273 Feet West of Yonge Street Westerly 142 Feet (Current Funds).

(THREE READINGS) (PROPOSED NO. 6462)
Clause 12, Report No. 78

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 11:4
THIRD READING - CARRIED 15:0

(12) A By-Law to Repeal By-Law No. 5826, "A By-Law to Authorize the Execution of an Agreement with The Kingston Airport Commission and H. M. Sly (Lease of Agricultural Lands)".

(THREE READINGS) (PROPOSED NO. 6463)
Clause 14, Report No. 78

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 11:4
THIRD READING - CARRIED 15:0

(13) A By-Law to Authorize the Execution of an Agreement with Frondevco Limited to Amend the Subdivision Agreement for Frondevco Subdivision No. 2 (Revised Grading Plan).

(THREE READINGS) (PROPOSED NO. 6464)
Clause 4, Report No. 86

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 11:4
THIRD READING - CARRIED 15:0

(14) A By-Law to Authorize an Application to Central Mortgage and Housing Corporation on Behalf of City of Kingston Housing Limited, a Building Development Corporation to be Incorporated, for a Loan Not to Exceed $1,300,000.00.

(THREE READINGS) (PROPOSED NO. 6465)
Clause 4(b), Report No. 87

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 11:4
THIRD READING - CARRIED 15:0

(15) A By-Law to Authorize the Execution of an Agreement with Her Majesty the Queen, Represented by the Minister of Transport (Canada), to Amend the Lease for the Norman Rogers Airport (Deletion of 5 Buildings that have been Demolished).

(THREE READINGS) (PROPOSED NO. 6466)
Clause 5, Report No. 87

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 11:4
THIRD READING - CARRIED 15:0

(16) A By-Law to Authorize the Execution of an Agreement with McGinnis and O'Connor Limited to Amend Contract 69-8W for Paving and Resurfacing. (Reduce Quantities).

(THREE READINGS) (PROPOSED NO. 6467)
Clause 8, Report No. 87

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 11:4
THIRD READING - CARRIED 15:0

(17) A By-Law to Authorize the Execution of an Agreement with Spada Tile Limited to Amend Contract 69-5W for Construction and Reconstruction of Sidewalks. (Increase Quantities).

(THREE READINGS) (PROPOSED NO. 6468)
Clause 9, Report No. 87

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 11:4
THIRD READING - CARRIED 15:0

(18) A By-Law to Authorize the Execution of an Agreement with Belcon Construction of Kingston Limited (Committee of Adjustment - Subdivision Agreement).

(THREE READINGS) (PROPOSED NO. 6469)
Clause 12, Report No. 87

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 11:4
THIRD READING - CARRIED 15:0

(19) A By-Law to Authorize the Execution of an Agreement with Rideau Valley Constructors Limited to Amend Contract 67-1W for Grade Separation Over C.N.R. and C.P.R. on Division Street (Increase Sodding Quantities).

(THREE READINGS) (PROPOSED NO. 6470)
Clause 14, Report No. 87

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 11:4
THIRD READING - CARRIED 15:0

(20) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $65,000.00 for the Purchase of a New Aerial Ladder Fire Truck.

(THIRD READING) (NO. 6390)
Clause 8, Report No. 66

THIRD READING - CARRIED 15:0

(Note: Amended on Third Reading to Change the Words "Taxable Property" in para 6 to read "rateable property".)

(21) A By-Law to Authorize the Sale of Certain Land to Mr. John Agazzi and Gualtiero Castelan. (Industrial Site, Elliot Avenue).

(THIRD READING) (NO. 6391)
Clause 11, Report No. 66

THIRD READING - CARRIED 15:0

(Note: Amended on Third Reading to include Gualtiero Castelan as a party to the Sale).

(22) A By-Law to Authorize the Execution of an Agreement with Mr. John Agazzi and Gualtiero Castelan. (Industrial Site, Elliot Avenue).

(THIRD READING) (NO. 6392)
Clause 11, Report No. 66

THIRD READING - CARRIED 15:0

(Note: Amended on Third Reading to include Gualtiero Castelan as a party to the Agreement).

(23) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $54,400.00 for the Construction of Storm Sewers.

(THIRD READING) (NO. 6406)
Clause 13, Report No. 72

THIRD READING - CARRIED 15:0

(24) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $107,700.00 for the Construction of Sanitary Sewers.

(THIRD READING) (NO. 6407)
Clause 13, Report No. 72

THIRD READING - CARRIED 15:0

(25) A By-Law to Consolidate the Sums Authorized by Certain Money By-Laws Into One Sum of $162,100.00 and to Borrow Same by the Issue of Debentures Therefor (Local Improvements Consolidation No. 46).

(THIRD READING) (NO. 6408)
Clause 13, Report No. 72

THIRD READING - CARRIED 15:0

(26) A By-Law to Authorize Improvements to the Water Purification Plant on King Street (Phase II - Second Water Intake).

(THIRD READING) (NO. 6418)
Clause 14, Report No. 72

THIRD READING - CARRIED 15:0

(Note: Body of By-Law amended on third reading to provide that total estimated cost of work to be $568,000.00 instead of $838,000.00).

(27) A By-Law to Authorize the Execution of an Agreement with Harold Brown (Street Widening - Elliot Avenue).

(THIRD READING) (NO. 6420)
Clause 19, Report No. 72

THIRD READING - CARRIED 15:0

(28) A By-Law to Stop Up the Street Allowance Shown on Plan 19 Lying South of Elliot Avenue for a Distance of 81 Feet and Being 17 Feet West of Maple Street, Pursuant to the Provisions of Section 459 of The Municipal Act.

(THIRD READING) (NO. 6421)
Clause 2, Report No. 67

THIRD READING - CARRIED 15:0

(29) A By-Law to Fix the Price at Which the Stopped Up Portion of the Street Allowance Shown on Plan 19 Lying South of Elliot Avenue for a Distance of 81 Feet and Being 17 Feet West of Maple Street Shall be Offered for Sale at $1.00 Pursuant to Section 477 of The Municipal Act.

(THIRD READING) (NO. 6422)
Clause 2, Report No. 67

THIRD READING - CARRIED 15:0

(30) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $20,000.00 to Pay the Cost of Construction of a 24 Foot Gravel Road from Montreal Street to Bell Island.

(THIRD READING) (NO. 6425)

THIRD READING - CARRIED 15:0

(31) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $568,000.00 to Pay the Cost of Improvements to the Water Purification Plant on King Street (Phase II - Second Water Intake).

(THIRD READING) (NO. 6426)

THIRD READING - CARRIED 15:0

(Note: Amended on Third Reading to Reduce Debenture Amount from $838,000.00 to $568,000.00).

(32) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Traffic Signal Lights: Division and Counter Streets).

(THIRD READING) (NO. 6427)
Clause 1, Report No. 73

THIRD READING - CARRIED 15:0

(33) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 73, and Clause 3, Report No. 80).

(THIRD READING) (NO. 6428)
Clause 1, Report No. 73
and
Amended by Clause 3, Report No. 80

THIRD READING - CARRIED 14:1
(Ald. Matthews opposed)

(34) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clause 1, Report No. 73 and Clause 3, Report No. 80).

(THIRD READING) (NO. 6429)
Clause 1, Report No. 73
and
Amended by Clause 3, Report No. 80

THIRD READING - CARRIED 14:1
(Ald. Matthews opposed)

(35) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 3, Report No. 73).

(THIRD READING) (NO. 6430)
Clause 3, Report No. 73

THIRD READING - CARRIED 15:0

(36) A By-Law to Establish the "Confederation Parking Lot" on the North-East Corner of Brock and Ontario Streets.

(THIRD READING) (NO. 6431)
Clause 4, Report No. 73

THIRD READING - CARRIED 15:0

(37) A By-Law to Authorize the Execution of an Agreement with Dr. G. H. Ettinger (Lease - Cottage Lot, Township of Pittsburgh).

(FIRST AND SECOND READING) (PROPOSED NO. 6471)
Clause 16, Report No. 87

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 11:4

(38) A By-Law to Authorize the Construction of Storm Sewers in Francis Street, Mowat Avenue and Herbert Street Under the Provisions of Section 12 of The Local Improvement Act.

(THIRD READING) (NO. 6423)
Clause 18, Report No. 72

THIRD READING - CARRIED 15:0

MOTIONS

(1) Moved by Ald. Matthews,
Seconded by Ald. Timmins,

That the condolences of this Council be conveyed to Ald. and Mrs. Victor Brightman and Family on the death of their daughter Mary (Mrs. Horrocks).

CARRIED

MOTIONS (cont'd)

(2) Moved by Ald. Keenleyside,
Seconded by Ald. Keyes,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 9:58 P.M.

(L.S.)

(signed) *T. J. McKibbin*
CLERK-COMPTROLLER

(signed) *E. V. Swain*
MAYOR.

Local Govt.

CITY COUNCIL MEETING NO. 20

The Regular Meeting of City Council Will be Held in the Council Chamber on Monday, October 27, 1969, at 8:00 p.m.

ROLL CALL

TABLING OF DOCUMENTS

(1) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to August, inclusive, 1969:

	1968 Jan. to Aug.	1969 Jan. to Aug.
REVENUE	$347,888.	$339,731.
EXPENDITURES		
Total Operating Expenses:	$474,476.	$479,286.
Less Revenue:	(-) 347,888.	(-) 339,731.
NET OPERATING DEFICIT:	$126,588.	$139,555.
Plus:		
Pro-Rated Debenture Charges	(+) 65,157.	(+) 66,263.
TOTAL DEFICIT FOR PERIOD:	$191,745.	$205,818.

(NOTE: Current Fare Schedule for Adults introduced July 2, 1969, and Current Fare Schedule for Students introduced September 1, 1968).

(2) Copy of "Remarks by Honourable Robert Andras, Federal Minister Responsible for Housing at the Annual Fall Dinner Meeting of the Toronto Metropolitan Home Builders' Association, Toronto, Ontario, Tuesday, October 14, 1969".

MINUTES

That the minutes of City Council Meeting No. 19, held on October 14, 1969, be adopted as printed.

COMMUNICATIONS

To be Filed:

(1) From Ald. and Mrs. V. C. Brightman and Family, thanking the members of Council for their expression of sympathy.

(2) From the Honourable Charles MacNaughton, The Treasurer of Ontario and Minister of Economics, acknowledging receipt of the City's request that City of Kingston Housing Limited be ruled as a corporation to be considered a local board for the purposes of the Ontario Retail Sales Tax Act and would qualify for an exemption from sales tax on the construction materials under Section 5(63) of the Retail Sales Tax Act and the terms of Ruling 21, and notifying that the request has been referred to the Honourable John White, Minister of Revenue, now responsible for administration of the retail sales tax.

(3) From the Public Utilities Commission, dated October 15, 1969, outlining the labour problem with the Bus Drivers.

(Note: Copy of this letter distributed to all members of City Council by the P.U.C.)

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(4) Notice of Committee of Adjustment that a meeting of the Committee will be held on Monday, October 27, 1969, at 4 p.m. to give further consideration to the application of Belcon Construction of Kingston Limited.

(5) From the Department of Transport (Canada) enclosing copy of License dated September 22, 1969, No. 85103, granting permission to lay, maintain and operate a concrete intake pipe on the bed of the Public Harbour in Kingston.

(6) From the Township of Waterloo, notifying that they cannot support the City's resolution (R.83(1)69) requesting increased Social Services Payments.

To be Referred to the Social Services Committee:

(7) From the City of Kitchener, requesting that their following resolution be endorsed:

"Whereas the Ontario Health Services Insurance Plan scheduled to become effective in the Province of Ontario on October 1st, 1969, makes provision to cover only 90% of Ontario Medical Association's Schedule of Tariffs for physicians' services and prohibits any further coverage for these services; and

Whereas the said Plan makes no provision for medical service beyond physicians' services such as chiropractic, optical, dental and drug services; and

Whereas many thousands of Ontario residents have heretofore enjoyed these services on a 100% prepaid basis;

Therefore, be it resolved that the Council of the Corporation of the City of Kitchener make the strongest possible representation to the Government of the Province of Ontario to review and amend the 'Ontario Health Services Insurance Plan' legislation to provide for 100% coverage of all available health and medical services."

To be Referred to the Fire, Legislation and Housing Committee:

(8) From The Ontario Humane Society, enclosing copy of a pamphlet entitled *"Phase 3 - Crisis!"* prepared by the Society concerning Bill 194 presently before the Ontario Legislature and requesting the City to pass a resolution asking the Government to give further consideration to the problem before introducing Bill 194 for second reading.

(Note: Copy of Pamphlet distributed to all members of Council with this Agenda).

(9) From the Department of Municipal Affairs notifying:

(a) of the appointment of 30 Regional Assessment Commissioners for the Province of Ontario;

(b) that Mr. Thomas J. Ryder has been appointed Commissioner for the Frontenac-Lennox and Addington Region;

(c) that effective January 1, 1970, the present municipal assessment jurisdiction will be replaced by seven assessment Areas, each headed by an Area Director, to whom Regional Assessment Commissioners will report;

(d) that each Area is to be divided into four or five Regions, (32 in the Province), each of which will constitute the operating unit for assessment ;

COMMUNICATIONS (cont'd)

To be Referred to the Fire, Legislation and Housing Committee (cont'd)

(9) (cont'd)

(e) that the Regional Assessment Commissioners are responsible for ensuring:

   (i) that every property in the Province is assessed at market value by 1975;

   (ii) that the assessment is maintained at market value, and

   (iii) that assessment methods and standards are uniformly and equitably applied; and

(f) that the new assessment system is under the Assessment Division of the Department of Municipal Affairs.

-and-

From Mr. Thomas J. Ryder notifying:

(a) that, effective November 1, 1969, he will be employed by the Ontario Government as the Regional Assessment Commissioner for the Kingston, Frontenac-Lennox and Addington Region;

(b) that the regional office will be in Kingston and that the Department of Public Works (Ontario) is presently negotiating for office accommodation;

(c) that the accommodation may not be available by January 1, 1970, and requesting an extension of time for the Assessment Department to remain at City Hall;

(d) that he has been asked to arrange for the take-over of certain of the present Assessment Department equipment;

(e) that the City's staff arrangements to use the assessment plans and tracings will be continued at their new offices;

(f) that the objective is equality of assessment based on current values right across Ontario and that valuations will be on the regional level, and

thanking the members of Council and the City staff for their assistance and co-operation in the past and promising that this harmonious relationship will continue to be fostered in the future.

To be Referred to the Traffic and Streets Committee:

(10) From Queen's University, notifying of their interest in acquiring the property on the east side of Sir John A. Macdonald Blvd. from King to Union Street and asking the plans of the City concerning the widening of this section of the street.

Which Has Been Referred to the Fire, Legislation and Housing Committee:

(11) From Queen's University, concerning the joint participation with the City in a housing project and notifying:

(a) that a joint study of housing needs is being undertaken, and

(b) that the University's role would be restricted to assistance in financing a housing project but would not become involved in the construction or management of a project.

COMMUNICATIONS (cont'd)

To be Referred to the Traffic and Streets Committee and the Finance and Accounts Committee:

(12) From Queen's University, concerning the Steam Heating Line Agreement and notifying that the payment of $7,500. per year for the first five years will not be permitted by the Province if it will restrict their contribution to the payment of reasonable fees that are related to the use of streets during construction, and suggesting that discussions be held to determine what is a reasonable fee that is related to the use of the street during the construction phase of the contract;

-and-

notifying of their concern over the possibility of future widening of Union Street and requesting official assurance of the City's plans.

To be Referred to the Finance and Accounts Committee:

(13) From the City of Kitchener, requesting that their following resolution be endorsed:

"Whereas the Government of Ontario has undertaken to assume the cost of the administration of justice in the Province;

And whereas Section 72 of the Mental Hospitals Act was recently amended to read 'The costs and expenses incurred under Sections 9, 10, 14 and 15 of the Mental Health Act 1967 in determining the mental condition of a person, and in conveying the person to and from an institution shall be paid by the municipality from which the person came or was sent to an institution in such amounts as are prescribed by the regulations.'

And whereas assistance to the Criminal Courts in determining the mental condition of persons appearing before such Courts is patently a part of the administration of justice in this Province.

Therefore be it resolved that the Government of Ontario be requested to amend the said Mental Hospitals Act to provide that costs and expenses incurred under Sections 9, 10, 14 and 15 of the Mental Health Act 1967 be payable by the Province."

(14) From the Town of Mississauga, requesting that their following resolution be endorsed:

"WHEREAS the business of Community Antenna Television, or Cable Television is rapidly emerging as a powerful new force of importance in Ontario municipalities;

AND WHEREAS Cable Television Companies operate by virtually a monopoly right, either controlling all of a smaller municipality or specifically described sections of larger municipalities;

AND WHEREAS municipal public property, such as roads, streets, easements, lanes, etc., is used to erect poles, string cables, or bury lines which carry the C.A.T.V. signals;

AND WHEREAS it is desirable and necessary that Cable Television systems evolve in the public interest, and that public interest be protected;

AND WHEREAS responsible regulation of Community Antenna Television by local municipal governments is both necessary and proper;

NOW THEREFORE BE IT RESOLVED that the Legislative Assembly of the Province of Ontario be requested to pass legislation enabling local municipalities to license Community Antenna Television Companies that have Canadian Radio-Television Commission authorization, such municipal license to provide for:

1. *Location of equipment, removal, safety precautions, etc., and*
2. *Fees at the rate of a percentage of gross charges to subscribers within the municipality."*

ITIONS
ORTS

REPORT NO. 88

To the Mayor and Members of Council Kingston, October 21, 1969

The Traffic and Streets Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide:

    (a) that a stop sign be erected on Sydenham Street at the intersection with West Street in place of the existing Yield sign under the provisions of Section 65 of The Highway Traffic Act;

    (b) that bus stops be established at the following locations, subject to approval of the corresponding bus shelters in Clause 3 of this report:

        (i) west side of Montreal Street from 47 feet north of the south property line of Rideaucrest northerly 80 feet;

        (ii) west side of Palace Road from 55 feet north of the extension of the north side of Park Street northerly 80 feet; and

        (iii) north side of Brock Street from Clergy Street westerly 60 feet

    - and -

    that the bus stops at the following locations be deleted if the corresponding bus stops above are approved:

        (i) west side of Montreal Street just north of James Street;

        (ii) south side of Park Street just east of Palace Road; and

        (iii) north side of Brock Street just east of Clergy Street.

    (c) that Albert Street be designated as a "Through Street" from the north side of King Street to the north side of Stuart Street; and

    (d) that parking be permitted on the east side of Barrie Street from Raglan Road to York Street from 6:00 a.m. to 1:00 p.m. on Sundays.

2. That the account of the Public Utilities Commission in the amount of $1,750.74 for maintenance of traffic lights during April, May and June of 1969, be paid.

3. That by-laws be presented to Council to:

    (a) amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes" and

    (b) authorize the execution of an Agreement with the Public Utilities Commission of the City of Kingston to permit the erection of bus shelters at:

LOCATION	DRAWING NO.	DATED
West side Montreal St. in front of Rideaucrest	80-20-277/44	[illegible]
West side Palace Road 55 ft. north of Park St.	80-20-277/45	April 15, 1969
North side Brock just west of Clergy	80-20-277/47	April 24, 1969
West side Montreal in front of Civic No. 1398	80-20-277/48	April 24, 1969

on the understanding that the first three of the foregoing bus

Continued

3. (b)

shelters are conditional upon approval being received for the corresponding bus stops listed in Clause 1, (b) of this report.

4. That, notwithstanding the provisions of By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes", a by-law be presented to Council to authorize Queen's University to erect six signs to describe colour coded parking areas at Queen's University, such signs to be 30" x 36" in size and be placed at the following location, subject to the approval of the Traffic and Streets Administrator for field location and installation:

(a) East side of Albert 85' South of Stuart Street

(b) North side of Stuart Street 100' East of University Avenue

(c) North side of Stuart 35' West of Arch Street

(d) North side of Union Street opposite Arch Street

(e) West side of University Avenue 40' North of Union Street

(f) South side of Union Street 100' West of Alfred Street

Respectfully submitted,

CHAIRMAN

REPORT NO. 90

To the Mayor and Members of Council Kingston, October 23, 1969

The City of Kingston Planning Board reports and recommends as follows:

1. That since under the new definition of Boarding or Lodging Houses in By-Law No. 6311, which would now include University student residences, it would no longer be possible for the Building Inspector to issue building permits in Zone A for University student residences:

   Therefore as recommended by the Clerk-Comptroller in concurrence with the Building Inspector, the Planning Officer and the City Solicitor, By-Law No. 3077 as amended by By-Law No. 6311 be further amended to delete the new definition of rooming houses in Section (2) and insert the previous definition in Section 10.21 of By-Law No. 3077 which did not include University student residences in the rooming house definition.

2. That, since Boarding or Lodging Houses are not a permitted use in the Annexed Area, By-Law No. 3078 as amended by By-Law No. 6312, be further amended by deleting the definition after "Basement" in Section 4 and by deleting Section (3) and substituting in lieu thereof the following Section (3):

   "(3) By deleting Section 20.1.5 and substituting in lieu thereof the following:

   Habitation Units - 1 parking space for the owner or manager plus one parking space for each three "habitation units"."

3. That the proposed plan of subdivision for Marker Acres on part of the north half of Lot 1, Registered Plan 68, City of Kingston, comprising approximately * 48.7 acres, outlined in red on the plan prepared by the Planning Office dated October 24, 1969, is satisfactory to the City, and the Minister of Municipal Affairs be so notified when the subdivider has signed the standard form of subdivision agreement including the following conditions:

   (1) That Block B shall be set aside as a Public School Site.

   (2) That the streets shall be named to the satisfaction of the City of Kingston Planning Board.

   (3) That any dead ends and open sides of road allowances created by this plan of subdivision shall be terminated in one-foot reserves, to be conveyed to the City of Kingston and held by the municipality until required for the future production of such road allowances or the future development of adjacent land.

   (4) That the owner consents in writing to a by-law of the City of Kingston, pursuant to section 30 of The Planning Act, restricting lands to uses appropriate to the nature of the plan and satisfactory to the City of Kingston, subject to the approval of the Ontario Municipal Board.

   (5) That such easements as may be required for utility or drainage purposes shall be granted to the appropriate authority.

   (6) Provision of additional sanitary or storm sewer capacity:

      (i) on lands zoned as R3 or multiple family or commercial the subdivider will contribute $1,200.00 per acre toward the cost of the additional sanitary or storm sewer capacity which may be required;

* Roads included

3. (cont'd)

(6) (cont'd)

(ii) that a charge of $100.00 for each dwelling unit in excess of two dwelling units in each building having more than two dwelling units be imposed on land zoned for multiple buildings;

(iii) the acreage charge shall not apply to the 5% land for public purposes;

(iv) that the subdivision charges shall be paid at the time of application for a building permit and the Owner agrees that he will not seek to enforce the issuance of a permit for the erection of any building and will not build any building on a lot or block until the charges set out in (g) (i) and (ii) have been paid.

It is noted that under revised condition No. 9 imposed by the Minister the subdivider must satisfy all the requirements of the City "financial and otherwise, re surfacing of roads, installation of services and drainage either within or beyond the limits of the subdivision".

(7) The existing sewers in Dalton Street and Sutherland Drive will become critically loaded. Complete servicing plans should be submitted to ensure that the total load is divided according to available sewer capacities.

(8) Provisions shall be made for hydrants to be installed in accordance with the Standard of Municipal Fire Protections as published by the Canadian Underwriters Association which states "Hydrant distribution shall be such that the entire area of the district is properly protected, the average area served per hydrant not to exceed 120,000 square feet".

(9) Provision shall be made to allow fire vehicles to approach to within 200 feet of any portion or part of each unit on a clear road width of 28 feet, where buildings do not exceed 2 storeys above the top of a foundation.

(10) Buildings of 3 or more storeys shall be so designed as to permit access to within 25 feet of the entire front and rear of each unit on a clear road width of 28 feet.

(11) A two hour fire wall from the base of the foundation to above roof level shall be provided at a distance of not more than 60 feet apart in each house unit or apartment building.

(12) Rideau (Benson) Street shall be extended from Division Street easterly to Conacher Drive prior to any building so that heavy trucks will not pass through an established residential area.

(13) Asphalt widths for above road construction shall be minimum 32 feet wide and sidewalks shall be constructed on both sides of the street.

(14) Internal crescent shall have a 32 foot asphalt width and sidewalks on both sides of the street.

4. That a by-law be presented to Council to amend By-Law No. 3078 (Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas) to change the zoning for the westerly 34.2 acres of the Marker property, north part of Lot 1, Registered Plan 68, City of Kingston, as outlined in blue on a map prepared by the Planning Office dated October 24, 1969, now zoned R2 (two family) to R3 (multiple family). (Roads included).

Note: Two readings only to be given until the subdivider has complied with final conditions for approval of the Minister as set out in Clause 3.

Respectfully submitted,

REPORT NO. 91

To the Mayor and Members of Council Kingston, October 21, 1969

The Committee on Social Services reports and recommends as follows:

1. That the following resolution of the City of Chatham be endorsed:

"THAT WHEREAS the Government of Canada has agreed to the inclusion of chiropractic care in the federal medicare program when the Provinces request it;

AND WHEREAS British Columbia, Alberta, Saskatchewan and Manitoba already have included this benefit in their Provincial plans;

AND WHEREAS these four Provinces represent 66% more or less of the citizens who will be covered under federal medicare on October 1st, 1969;

AND WHEREAS the practice of chiropractic is duly licensed under the laws of the Province of Ontario;

AND WHEREAS the Ontario Workmen's Compensation Board has utilized the services of the chiropractic profession continually since 1937;

AND WHEREAS the majority of the insurance companies provide chiropractic benefits in their group health and accident policies;

AND WHEREAS a large percentage of the population of Ontario has availed itself of chiropractic services;

BE IT THEREFORE RESOLVED that the Council of the City of Chatham request the Government of Ontario to uphold the rights of the people of Ontario to enjoy the benefit of the practitioner of their choice by including the option of chiropractic benefits in OHSIP."

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 92

Kingston, Ontario,
October 24, 1969.

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That, since densities in the various areas under the proposed Official Plan have not yet been agreed upon, no action be taken on the following recommendation of the Association of Women Electors of Kingston Area at this time:

   "The Association of Women Electors has resolved to request immediate redistricting of the City of Kingston. At the present time there is a large discrepancy in the population of different wards, and this discrepancy is increasing rapidly as additional housing units are built.

   For this reason the Association feels that this redistricting should not be kept in abeyance pending completion of an official plan, which is a long term project, but should be undertaken now."

Respectfully submitted,

CHAIRMAN.

REPORT NO. 93

To the Mayor and Members of Council Kingston, October 22, 1969

The Committee on Finance and Accounts reports and recommends as follows:

1. That List of Accounts No. 9, dated September 30, 1969, in the amount of $2,956,612.33 for expenditures incurred under proper authorization be confirmed.

   (Note: Copies of List of Accounts distributed to all members of Council with Finance Agenda).

2. That a by-law be presented to Council to authorize the execution of an agreement with E. L. Ruddy Company Limited to provide for the erection of one advertising poster panel on the corner of Barrack Street and Ontario Street (North End of Police Garage) for the sum of $60.00 per year for five years on the understanding that if the property is required for building, municipal purposes, or resale the lease is cancellable upon 30 days' notice.

3. That the following Budget Appropriation Transfer be approved:

	Increase	Decrease
Expenditures		
Social Services		
Welfare - General Assistance	$131,000.	-
Assistance to Aged - House of Providence	-	$ 850.
Neglected Children - Net	-	3,200.
Special Assistance - Dental Services	-	4,300.
Finance		
Maintenance of Equipment	500.	-
Miscellaneous - Legal Fees	2,000.	-
Taxes Written Off	25,114.	-
Public Transit Deficit	30,000.	-
Contingencies	-	51,761.
Police		
Personnel Services		
Salaries	36,500.	-
Arbitration Costs	2,000.	-
Training	1,000.	-
Public Works		
Roadways - Cont. from Revenue Fund - Misc. Road over Railway Track Servicing Industrial Park	5,000.	-
	$233,114.	$60,111.
Net Increase in Expenditures	$173,003.	
Revenues		
Revenue from Taxation		
City Regular Roll	$ 2,582.	-
Additional Assessments	10,200.	-
Residential Property Tax Reduction	-	$952,958.
Special Charges - Local Improvement Charges	1,047.	-
- Sewer Surcharge	13,530.	-
Payments in Lieu of Taxes		
Federal Government	-	3,005.
National Research Council	-	762.
Ontario General Provincial	-	587.
Ontario Housing (Inc. in taxation)	-	11,026.
Municipal Enterprises - Public Utilities	12,012.	-
- Parking Authority	-	635.

3. (cont'd)

	Increase	Decrease
Revenues (cont'd)		
Subsidies		
Residential Property Tax Reduction	$ 952,958.	-
Roadways - Highways	35,763.	-
Welfare Assistance	104,800.	-
Welfare Special Assistance (Dental)	-	$ 2,150.
Licenses & Permits		
Building Permits	8,000.	-
Plumber - Master & Contractors	425.	-
Rents, Concessions & Franchises		
Administration of Justice & Family Court	-	14,347.
Other Revenue		
Fines	2,000.	-
Service Charges - Zoning Fees	2,200.	-
Income from Investments - Interest on Investments	22,865.	-
Sundry Other Revenue - Miscellaneous	10,000.	-
Surplus Previous Year	-	19,909.
	$1,178,382.	$1,005,379.
Net Increase in Revenue:	$173,003.	

4. That the resignations of the following members of the Housing Sub-Committee of the Fire, Legislation and Housing Committee be accepted with regret, and the appreciation of Council be conveyed to them for their services on the Committee:

Mr. I. J. Albertson
Mr. D. J. Cornish
Mr. M. Quesnel

5. That the 1970 Inaugural Meeting of City Council be held on Monday, January 5, 1970, at 5:30 p.m.

6. That the account of Hickey & Hickey, Solicitors for Frontenac Quarries Limited and the Estate of W. P. R. Holdcroft, in the amount of $752.32, being legal fees concerning land acquisition for Division Street Overpass, be authorized for payment to be charged to "Work in Progress Account No. 5076".

7. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with Spada Tile Limited to amend Contract 69-5W for construction and reconstruction of sidewalks to extend the completion date to June 1, 1970, since it will be necessary to re-advertise the reconstruction of the sidewalk on the east side of Rideau Street from 148.4' north of the C.P.R. spur line northerly 92.3' because of error in original advertisement, which will delay the approval of the project until late November.

8. That, as recommended by J. D. Lee Engineering Limited and the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with Rideau Valley Constructors Limited to amend Contract 67-1W for Grade Separation over C.N.R. and C.P.R. on Division Street to include:

(a) additional payment of $935. to stake the sod of the bridge approaches. (The major portion of this amount will be assumed by others - City's share will be between 5 and 10%), and

8. (cont'd)

(b) since the supply and control equipment for heating of the Division Street Grade Separation stairs at Weller Avenue was excluded from the contract, the supply and installation of the supply and control equipment in accordance with Dwg. 10A Rev.0 prepared by J. D. Lee Engineering Ltd., at estimated cost of $1,340.00 all of which is chargeable to the City. (Uncommitted funds in the City's part of PB-PR-3 totals amounts to about $4,000.).

9. That, as recommended by the City Treasurer, a by-law be presented to Council to amend By-Law No. 99, "A By-Law to Authorize the Treasurer to Receive Advance Payments of Taxes and to Allow a Discount Thereon" to provide that the rate of discount be increased from 5½% to 6%, the maximum allowable by Provincial Statute.

10. That a by-law be presented to Council to further amend By-Law No. 6307, "A By-Law to Adopt a Five Year CapitalBudget for the City of Kingston (1969-1973)" to re-allocate the following 1969 Capital Works Expenditures as follows:

	From	To
ITEMS AFFECTING MILL RATE		
GENERAL RATE PROJECTS		
Finance		
Land Acquisition - McConville Property - Lappan's Lane	$ 13,680.	-
(To be Purchased by Current Funds - R.78(6)69)		
Unallocated	-	$ 13,680.
UTILITIES		
Public Utilities Commission		
Water Department	$270,000.	-
Unallocated	-	$270,000.

Respectfully submitted,

(CHAIRMAN)

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 15 receive their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 15 their second reading.

Ald. Hunter, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Laws 7 to 15 their third reading.

(e) That By-Laws 7 to 20 be given their third reading.

(1) A By-Law to Authorize the Execution of an Agreement with E. L. Ruddy Company Limited (Poster Panel: Barrack at Ontario Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6472)
Clause 2, Report No. 93

(2) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 88).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6473)
Clause 1, Report No. 88

(3) A By-Law to Authorize the Execution of an Agreement with the Public Utilities Commission of the City of Kingston (4 Bus Shelters).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6474)
Clause 3, Report No. 88

(4) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes" (Additional Bus Shelters and Queen's University Parking Information Signs).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6475)
Clauses 3 and 4, Report No. 88

(5) A By-Law to Authorize the Execution of an Agreement with Queen's University at Kingston (Parking Information Signs on Street Allowances).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6476)
Clause 4, Report No. 88

(6) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Rezone 34.2 Acres of Part of North Half of Lot 1, Plan 68, from R2 - Two Family to R3 - Multiple Family).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6477)
Clause 4, Report No. 90

(7) A By-Law to Authorize the Execution of an Agreement with Fort Sales Limited (Salvage - City Dump).

(THREE READINGS) (PROPOSED NO. 6478)
Clause 3, Report No. 81

(8) A By-Law to Authorize the Purchase of Lot 198, Plan C22 from the Frontenac County Board of Education ("Depot School" - 610 Montreal Street).

(THREE READINGS) (PROPOSED NO. 6479)
Clause 15, Report No. 13
and
Clause 11, Report No. 87

(9) A By-Law to Authorize the Execution of an Agreement with Cobourg Construction Company Limited for Construction of Miscellaneous Storm and Sanitary Sewers (Contract 69-9W).

(THREE READINGS) (PROPOSED NO. 6480)
Clause 1, Report No. 89

(10) A By-Law to Amend By-Law No. 6311, "A By-Law to Amend By-Law No. 3077, 'A Restricted Area (Zoning) By-Law for the City of Kingston' (Additional Parking Requirements)" (Redefine Boarding or Lodging House).

(THREE READINGS) (PROPOSED NO. 6481)
Clause 1, Report No. 90

(11) A By-Law to Amend By-Law No. 6312, "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas' (Additional Parking Requirements)" (Delete Definition of Boarding or Lodging House).

(THREE READINGS) (PROPOSED NO. 6482)
Clause 2, Report No. 90

(12) A By-Law to Authorize the Execution of an Agreement with Spada Tile Limited to Amend Contract 69-5W (Extend Completion Date).

(THREE READINGS) (PROPOSED NO. 6483)
Clause 7, Report No. 93

(13) A By-Law to Authorize the Execution of an Agreement with Rideau Valley Constructors Limited to Amend Contract 67-1W (Increase Quantities).

(THREE READINGS) (PROPOSED NO. 6484)
Clause 8, Report No. 93

(14) A By-Law to Amend By-Law No. 99, "A By-Law to Authorize the Treasurer to Receive Advance Payments of Taxes and to Allow a Discount Thereon" (Increase Discount Rate to Maximum of 6%).

(THREE READINGS) (PROPOSED NO. 6485)
Clause 9, Report No. 93

(15) A By-Law to Amend By-Law No. 6307, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1969-1973)" (Revision No. 5).

(THREE READINGS) (PROPOSED NO. 6486)
Clause 10, Report No. 93

(16) A By-Law to Authorize the Purchase of Land on the West Side of Lappans Lane for Industrial Site Purposes (11.31 Acres - McConville).

(THIRD READING) (NO. 6402)
Clause 22, Report No. 66
and amended by
Clause 6(c), Report No. 78

(17) A By-Law to Authorize the Execution of an Agreement with the Frontenac County Board of Education (Lease - Frontenac Public School Grounds - Adelaide Street).

(THIRD READING) (NO. 6409)
Clause 16, Report No. 13,
Clause 7, Report No. 72,
and
Clause 11, Report No. 87

(18) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Boulevard Parking Restrictions).

(THIRD READING) (NO. 6432)
Clause 6, Report No. 73

Amended on Third Reading to include provision that the by-law becomes effective upon approval of the Minister of Transport (Ontario).

(19) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 80).

(THIRD READING) (NO. 6452)
Clause 1, Report No. 80

(20) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clause 1, Report No. 80).

(THIRD READING) (NO. 6453)
Clause 1, Report No. 80

MOTIONS

Local Govt.

CITY COUNCIL MEETING NO. 20

The Regular Meeting of City Council Was Held in the Council Chamber on Monday, October 27, 1969, at 8:29 p.m., His Worship Mayor Swain, presiding.

Moved by Ald. Brightman,
Seconded by Ald. Cook,

That Rule 7 be suspended for the purpose of commencing the Council Meeting at 8:29 p.m.

CARRIED

ROLL CALL

Mayor Swain, Ald. Brightman, Ald. Cook, Ald. Enright, Ald. Hunter, Ald. Keenleyside, Ald. Keyes, Ald. Kuyek, Ald. Matthews, Ald. Meister, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts. (15).

TABLING OF DOCUMENTS

(1) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to August, inclusive, 1969:

	1968 Jan. to Aug.	1969 Jan. to Aug.
REVENUE	$347,888.	$339,731.
EXPENDITURES		
Total Operating Expenses:	$474,476.	$479,286.
Less Revenue:	(-) 347,888.	(-) 339,731.
NET OPERATING DEFICIT:	$126,588.	$139,555.
Plus:		
Pro-Rated Debenture Charges	(+) 65,157.	(+) 66,263.
TOTAL DEFICIT FOR PERIOD:	$191,745.	$205,818.

(NOTE: Current Fare Schedule for Adults introduced July 2, 1969, and Current Fare Schedule for Students introduced September 1, 1968).

(2) Copy of "Remarks by Honourable Robert Andras, Federal Minister Responsible for Housing at the Annual Fall Dinner Meeting of the Toronto Metropolitan Home builders' Association, Toronto, Ontario, Tuesday, October 14, 1969".

MINUTES

Moved by Ald. Keyes,
Seconded by Ald. Kuyek,

That the minutes of City Council Meeting No. 19, held on October 14, 1969, be adopted as printed.

CARRIED

COMMUNICATIONS

To be Filed:

(1) From Ald. and Mrs. V. C. Brightman and Family, thanking the members of Council for their expression of sympathy.

(2) From the Honourable Charles MacNaughton, The Treasurer of Ontario and Minister of Economics, acknowledging receipt of the City's request that City of Kingston Housing Limited be ruled as a corporation to be considered a local board for the purposes of the Ontario Retail Sales Tax Act and would qualify for an exemption from sales tax on the construction materials under Section 5(63) of the Retail Sales Tax Act and the terms of Ruling 21, and notifying that the request has been

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(2) (cont'd)

referred to the Honourable John White, Minister of Revenue, now responsible for administration of the retail sales tax.

(3) From the Public Utilities Commission, dated October 15, 1969, outlining the labour problem with the Bus Drivers.

(Note: Copy of this letter distributed to all members of City Council by the P.U.C.)

(4) Notice of Committee of Adjustment that a meeting of the Committee will be held on Monday, October 27, 1969, at 4 p.m. to give further consideration to the application of Belcon Construction of Kingston Limited.

(5) From the Department of Transport (Canada) enclosing copy of License dated September 22, 1969, No. 85103, granting permission to lay, maintain and operate a concrete intake pipe on the bed of the Public Harbour in Kingston.

(6) From the Township of Waterloo, notifying that they cannot support the City's resolution (R.83(1)69) requesting increased Social Services Payments.

To be Referred to the Social Services Committee:

(7) From the City of Kitchener, requesting that their following resolution be endorsed:

"Whereas the Ontario Health Services Insurance Plan scheduled to become effective in the Province of Ontario on October 1st, 1969, makes provision to cover only 90% of Ontario Medical Association's Schedule of Tariffs for physicians' services and prohibits any further coverage for these services; and

Whereas the said Plan makes no provision for medical service beyond physicians' services such as chiropractic, optical, dental and drug services; and

Whereas many thousands of Ontario residents have heretofore enjoyed these services on a 100% prepaid basis;

Therefore, be it resolved that the Council of the Corporation of the City of Kitchener make the strongest possible representation to the Government of the Province of Ontario to review and amend the 'Ontario Health Services Insurance Plan' legislation to provide for 100% coverage of all available health and medical services."

To be Referred to the Fire, Legislation and Housing Committee:

(8) From The Ontario Humane Society, enclosing copy of a pamphlet entitled *"Phase 3 - Crisis!"* prepared by the Society concerning Bill 194 presently before the Ontario Legislature and requesting the City to pass a resolution asking the Government to give further consideration to the problem before introducing Bill 194 for second reading.

(Note: Copy of Pamphlet distributed to all members of Council with this Agenda).

(9) From the Department of Municipal Affairs notifying:

(a) of the appointment of 30 Regional Assessment Commissioners for the Province of Ontario;

(b) that Mr. Thomas J. Ryder has been appointed Commissioner for the Frontenac-Lennox and Addington Region;

COMMUNICATIONS (cont'd)

To be Referred to the Fire, Legislation and Housing Committee (cont'd)

(9) (cont'd)

(c) that effective January 1, 1970, the present municipal assessment jurisdiction will be replaced by seven assessment Areas, each headed by an Area Director, to whom Regional Assessment Commissioners will report;

(d) that each Area is to be divided into four or five Regions, (32 in the Province), each of which will constitute the operating unit for assessment;

(e) that the Regional Assessment Commissioners are responsible for ensuring:

(i) that every property in the Province is assessed at market value by 1975;

(ii) that the assessment is maintained at market value, and

(iii) that assessment methods and standards are uniformly and equitably applied; and

(f) that the new assessment system is under the Assessment Division of the Department of Municipal Affairs.

-and-

From Mr. Thomas J. Ryder notifying:

(a) that, effective November 1, 1969, he will be employed by the Ontario Government as the Regional Assessment Commissioner for the Kingston, Frontenac-Lennox and Addington Region;

(b) that the regional office will be in Kingston and that the Department of Public Works (Ontario) is presently negotiating for office accommodation;

(c) that the accommodation may not be available by January 1, 1970, and requesting an extension of time for the Assessment Department to remain at City Hall;

(d) that he has been asked to arrange for the take-over of certain of the present Assessment Department equipment;

(e) that the City's staff arrangements to use the assessment plans and tracings will be continued at their new offices;

(f) that the objective is equality of assessment based on current values right across Ontario and that valuations will be on the regional level, and

thanking the members of Council and the City staff for their assistance and co-operation in the past and promising that this harmonious relationship will continue to be fostered in the future.

To be Referred to the Traffic and Streets Committee:

(10) From Queen's University, notifying of their interest in acquiring the property on the east side of Sir John A. Macdonald Blvd. from King to Union Street and asking the plans of the City concerning the widening of this section of the street.

COMMUNICATIONS (cont'd)

Which Has Been Referred to the Fire, Legislation and Housing Committee:

(11) From Queen's University, concerning the joint participation with the City in a housing project and notifying:

(a) that a joint study of housing needs is being undertaken, and

(b) that the University's role would be restricted to assistance in financing a housing project but would not become involved in the construction or management of a project.

To be Referred to the Traffic and Streets Committee and the Finance and Accounts Committee:

(12) From Queen's University, concerning the Steam Heating Line Agreement and notifying that the payment of $7,500. per year for the first five years will not be permitted by the Province if it will restrict their contribution to the payment of reasonable fees that are related to the use of streets during construction, and suggesting that discussions be held to determine what is a reasonable fee that is related to the use of the street during the construction phase of the contract;

-and-

notifying of their concern over the possibility of future widening of Union Street and requesting official assurance of the City's plans.

To be Referred to the Finance and Accounts Committee:

(13) From the City of Kitchener, requesting that their following resolution be endorsed:

"Whereas the Government of Ontario has undertaken to assume the cost of the administration of justice in the Province;

And whereas Section 72 of the Mental Hospitals Act was recently amended to read 'The costs and expenses incurred under Sections 9, 10, 14 and 15 of the Mental Health Act 1967 in determining the mental condition of a person, and in conveying the person to and from an institution shall be paid by the municipality from which the person came or was sent to an institution in such amounts as are prescribed by the regulations.'

And whereas assistance to the Criminal Courts in determining the mental condition of persons appearing before such Courts is patently a part of the administration of justice in this Province.

Therefore be it resolved that the Government of Ontario be requested to amend the said Mental Hospitals Act to provide that costs and expenses incurred under Sections 9, 10, 14 and 15 of the Mental Health Act 1967 be payable by the Province."

(14) From the Town of Mississauga, requesting that their following resolution be endorsed:

"WHEREAS the business of Community Antenna Television, or Cable Television is rapidly emerging as a powerful new force of importance in Ontario municipalities;

AND WHEREAS Cable Television Companies operate by virtually a monopoly right, either controlling all of a smaller municipality or specifically described sections of larger municipalities;

AND WHEREAS municipal public property, such as roads, streets, easements, lanes, etc., is used to erect poles, string cables, or bury lines which carry the C.A.T.V. signals;

AND WHEREAS it is desirable and necessary that Cable Television systems evolve in the public interest, and that public interest be protected;

AND WHEREAS responsible regulation of Community Antenna Television by local municipal governments is both necessary and proper;

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee (cont'd)

(14) (cont'd)

NOW THEREFORE BE IT RESOLVED that the Legislative Assembly of the Province of Ontario be requested to pass legislation enabling local municipalities to license Community Antenna Television Companies that have Canadian Radio-Television Commission authorization, such municipal license to provide for:

1. *Location of equipment, removal, safety precautions, etc., and*
2. *Fees at the rate of a percentage of gross charges to subscribers within the municipality."*

To be Referred to the Public Works Committee:

(15) From the Ontario Good Roads Association, notifying that their 76th Anniversary Convention will be held at the Royal York Hotel, Toronto, on February 23, 24, and 25, 1970; requesting the submission of resolutions by January 16, 1970; and requesting to be notified of the names of any employees that have served in the cause of good roads for forty or more years.

To be Referred to the Parks, Recreation and Property Committee:

(16) From The Association of Women Electors of Kingston Area, stating:

"We have noted with interest the article on page 31 of the Whig-Standard of Thursday, October 16, 1969, which cites the fill operation taking place along the waterfront. It would appear that the City is contravening its own by-law, and is also violating the Federal Navigable Waters Act.

We are also concerned in terms of the end-product - a sand beach. Have studies been made to find out whether sand can be retained in this area, or whether wind and wave action would wash it away?"

Which Has Been Referred to the Parking Authority:

(17) From the Department of National Defence, notifying that they can no longer continue to hold the "Barrack Street Parking Lot" property and that Crown Assets Disposal Corporation has been requested to re-institute disposal action of this site.

(Note: City may continue its use of the property until notified that it has been sold).

To be Referred to the Finance and Accounts Committee:

(18) From Science '44 Co-Op Inc., requesting the appointment of a City representative on their Board of Advisors, for a two year term, to promote understanding between the Co-Op and the City.

PETITIONS

(1) Presented by Ald. Keenleyside, having 18 signatures, stating:

"Attached please find a petition signed by 25 persons opposing the installation of street lighting in the Grosvenor Heights Area situated at the end of Florence Street. We would far rather have the money for this improvement expended for the control of Dutch Elm disease in our particular Area.

Petitioning against the erection of street lighting on Florence Street:"

(Referred to the Traffic and Streets Committee)

PETITIONS (cont'd)

(2) Presented by Ald. Keyes, having 175 signatures, stating:

"WHEREAS the citizens who live in Rideau and Victoria Wards are seriously under-represented at City Council, with 83% more voters in Rideau Ward and 68% more voters in Victoria Ward than in St. Lawrence Ward in 1968, as shown by the following numbers of voters eligible to vote for the Office of Mayor as quoted in the Reports on Municipal Elections:

Ward	*1968*	*1966*	*1964*	*1962*
Sydenham	*3907*	*3937*	*3964*	*4057*
Ontario	*4544*	*4448*	*4516*	*4531*
St. Lawrence	*3642*	*3803*	*3840*	*3808*
Cataraqui	*4982*	*4638*	*4593*	*4298*
Frontenac	*4269*	*4035*	*4040*	*3731*
Rideau	*6655*	*6309*	*5567*	*4268*
Victoria	*6106*	*5489*	*4786*	*4542*

AND WHEREAS the inequality of representation has been increasing since 1962, with Sydenham, Ontario and St. Lawrence wards being static or declining in population, and Cataraqui, Frontenac, Rideau and Victoria wards increasing in population, as shown by the above figures;

AND WHEREAS the inequality of representation will increase since large residential developments are under construction or planned in Rideau, Victoria, and Cataraqui Wards, and since the University has announced plans to expand farther into Sydenham and Ontario wards;

AND WHEREAS on October 15, 1968, City Council voted to implement the changes in ward boundaries in 1969;

AND WHEREAS on April 24, 1969, the Fire, Legislation and Housing Committee placed the changing of ward boundaries in abeyance;

WE THE UNDERSIGNED HEREBY PETITION the Council of the Corporation of the City of Kingston to make an application to the Municipal Board to redivide the municipality in wards, to correct the imbalance of representation now existing."

(Referred to Fire, Legislation and Housing Committee)

REPORTS

Ald. Speal presented Report No. 88 of the Committee on Traffic and Streets as follows.

Moved by Ald. Speal, seconded by Ald. Vosper, That Report No. 88 of the Traffic and Streets Committee be received and adopted clause by clause.

REPORT NO. 88

To the Mayor and Members of Council Kingston, October 21, 1969

The Committee on Traffic and Streets reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide:

(a) that a stop sign be erected on Sydenham Street at the intersection with West Street in place of the existing Yield sign, under the provisions of Section 65 of The Highway Traffic Act;

(b) that bus stops be established at the following locations, subject to approval of the corresponding bus shelters in Clause 3 of this report:

Report No. 88 - Traffic and Streets Committee (cont'd)

1. (cont'd)

(b) (cont'd)

(i) west side of Montreal Street from 47 feet north of the south property line of Rideaucrest northerly 80 feet;

(ii) west side of Palace Road from 55 feet north of the extension of the north side of Park Street northerly 80 feet; and

(iii) north side of Brock Street from Clergy Street westerly 60 feet;

-and-

that the bus stops at the following locations be deleted if the corresponding bus stops above are approved:

(i) west side of Montreal Street just north of James Street;

(ii) south side of Park Street just east of Palace Road; and

(iii) north side of Brock Street just east of Clergy Street;

(c) that Albert Street be designated as a "Through Street" from the north side of King Street to the north side of Stuart Street; and

(d) that parking be permitted on the east side of Barrie Street from Raglan Road to York Street from 6:00 a.m. to 1:00 p.m. on Sundays.

(See By-Law No. 6473) *CARRIED*

2. That the account of the Public Utilities Commission in the amount of $1,750.74 for maintenance of traffic lights during April, May and June of 1969, be paid.

CARRIED

3. That by-laws be presented to Council to:

(a) amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes" and

(b) authorize the execution of an Agreement with the Public Utilities Commission of the City of Kingston to permit the erection of bus shelters at:

LOCATION	DRAWING NO.	DATED
West side Montreal St. in front of Rideaucrest	80-20-277/44	
West side Palace Road 55 ft. north of Park St.	80-20-277/45	April 15, 1969
North side Brock just west of Clergy	80-20-277/47	April 24, 1969
West side Montreal in front of Civic No. 1398	80-20-277/48	April 24, 1969

on the understanding that the first three of the foregoing bus shelters are conditional upon approval being received for the corresponding bus stops listed in Clause 1(b) of this report.

(See By-Laws Nos. 6474 and 6475) *CARRIED*

Report No. 88 - Traffic and Streets Committee (cont'd)

4. That, notwithstanding the provisions of By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes", a by-law be presented to Council to authorize Queen's University to erect six signs to describe colour coded parking areas at Queen's University, such signs to be 30" x 36" in size and be placed at the following locations, subject to the approval of the Traffic and Streets Administrator for field location and installation:

(a) East side of Albert Street, 85' South of Stuart Street
(b) North side of Stuart Street, 100' East of University Avenue
(c) North side of Stuart Street, 35' West of Arch Street
(d) North side of Union Street, opposite Arch Street
(e) West side of University Avenue, 40' North of Union Street
(f) South side of Union Street, 100' West of Alfred Street.

(See By-Laws Nos. 6475 and 6476) *CARRIED*

Respectfully submitted,

(signed) G. N. Speal (CHAIRMAN)
G. W. Vosper
V. C. Brightman
H. G. Hunter
D. J. Travers

Ald. Keyes presented Report No. 89 of the Committee on Public Works as follows.

Council consented to the addition of clauses 2 to 4 for presentation to Council.

Moved by Ald. Keyes, seconded by Ald. Hunter, That Report No. 89 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 89

To the Mayor and Members of Council Kingston, October 20, 1969

The Committee on Public Works reports and recommends as follows:

1. That the tender of Cobourg Construction Company Ltd., in amount of $50,399.90, for construction of a sanitary sewer in Johnson Street and a storm sewer in Francis Street, Herbert Street and Mowat Avenue in accordance with plans and specifications prepared by the City Engineering Department, be accepted being the lower tender received.

(See By-Law No. 6480) *CARRIED*

2. That notwithstanding the provisions of By-Law No. 10, "A By-Law Respecting Streets", Queen's University be permitted to construct a depressed driveway entrance to service the Faculty Club at 143 King St. West, as shown on their plan dated September 23, 1969.

(See By-Law No. 6488) *CARRIED*

3. That, pursuant to the policy established by City Council, the owner, Mr. W. L. Holder, Box 217, Collins Bay, be notified that the City will pay $2,600. for the separation of the rainwater leaders from the sanitary connection in the apartment buildings located at 199 and 209 Park St.

CARRIED

4. That Queen's University be permitted to commence construction of student residences on the West Campus provided the University gives assurance that they will construct storm sewers in Union Street and Gardiner Street if shown needed as their plan develops.

CARRIED

Respectfully submitted,

(signed) K. Keyes (CHAIRMAN)
H. G. Hunter
D. G. Timmins
Geo. Vosper
E. Watts

Ald. Speal presented Report No. 90 of the City of Kingston Planning Board as follows.

Moved by Ald. Speal, seconded by Ald. Vosper, That Report No. 90 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 90

To the Mayor and Members of Council Kingston, October 23, 1969

The City of Kingston Planning Board reports and recommends as follows:

1. That since under the new definition of Boarding or Lodging Houses in By-Law No. 6311, which would now include University student residences, it would no longer be possible for the Building Inspector to issue building permits in Zone A for University student residences:

Therefore as recommended by the Clerk-Comptroller in concurrence with the Building Inspector, the Planning Officer and the City Solicitor, By-Law No. 3077 as amended by By-Law No. 6311 be further amended to delete the new definition of rooming houses in Section (2) and insert the previous definition in Section 10.21 of By-Law No. 3077 which did not include University student residences in the rooming house definition

(See By-Law No. 6481) *CARRIED*

2. That, since Boarding or Lodging Houses are not a permitted use in the Annexed Area, By-Law No. 3078 as amended by By-Law No. 6312, be further amended by deleting the definition after "Basement" in Section 4 and by deleting Section (3) and substituting in lieu thereof the following Section (3):

> "(3) By deleting Section 20.1.5 and substituting in lieu thereof the following:
>
> Habitation Units - 1 parking space for the owner or manager plus one parking space for each three "habitation units"."

(See By-Law No. 6482) *CARRIED*

3. That the proposed plan of subdivision for Marker Acres on part of the north half of Lot 1, Registered Plan 68, City of Kingston, comprising approximately 48.7 acres,* outlined in red on the plan prepared by the Planning Office dated October 24, 1969, is satisfactory to the City, and the Minister of Municipal Affairs be so notified when the subdivider has signed the standard form of subdivision agreement including the following conditions:

(1) That Block B shall be set aside as a Public School Site.

(2) That the streets shall be named to the satisfaction of the City of Kingston Planning Board.

(3) That any dead ends and open sides of road allowances created by this plan of subdivision shall be terminated in one-foot reserves, to be conveyed to the City of Kingston and held by the municipality until required for the future production of such road allowances or the future development of adjacent land.

(4) That the owner consents in writing to a by-law of the City of Kingston, pursuant to section 30 of The Planning Act, restricting lands to uses appropriate to the nature of the plan and satisfactory to the City of Kingston, subject to the approval of the Ontario Municipal Board.

(5) That such easements as may be required for utility or drainage purposes shall be granted to the appropriate authority.

---

* Roads included

Report No. 90 - City of Kingston Planning Board (cont'd)

3. (cont'd)

(6) Provision of additional sanitary or storm sewer capacity:

(i) on lands zoned as R3 or multiple family or commercial the subdivider will contribute $1,200.00 per acre toward the cost of the additional sanitary or storm sewer capacity which may be required;

(ii) that a charge of $100.00 for each dwelling unit in excess of two dwelling units in each building having more than two dwelling units be imposed on land zoned for multiple buildings;

(iii) the acreage charge shall not apply to the 5% land for public purposes;

(iv) that the subdivision charges shall be paid at the time of application for a building permit and the Owner agrees that he will not seek to enforce the issuance of a permit for the erection of any building and will not build any building on a lot or block until the charges set out in (g) (i) and (ii) have been paid.

It is noted that under revised condition No. 9 imposed by the Minister the subdivider must satisfy all the requirements of the City "financial and otherwise, re surfacing of roads, installation of services and drainage either within or beyond the limits of the subdivision".

(7) The existing sewers in Dalton Street and Sutherland Drive will become critically loaded. Complete servicing plans should be submitted to ensure that the total load is divided according to available sewer capacities.

(8) Provisions shall be made for hydrants to be installed in accordance with the Standard of Municipal Fire Protections as published by the Canadian Underwriters Association which states "Hydrant distribution shall be such that the entire area of the district is properly protected, the average area served per hydrant not to exceed 120,000 square feet".

(9) Provision shall be made to allow fire vehicles to approach to within 200 feet of any portion or part of each unit on a clear road width of 28 feet, where buildings do not exceed 2 storeys above the top of a foundation.

(10) Buildings of 3 or more storeys shall be so designed as to permit access to within 25 feet of the entire front and rear of each unit on a clear road width of 28 feet.

(11) A two hour fire wall from the base of the foundation to above roof level shall be provided at a distance of not more than 60 feet apart in each house unit or apartment building.

(12) Rideau (Benson) Street shall be extended from Division Street easterly to Conacher Drive prior to any building so that heavy trucks will not pass through an established residential area.

(13) Asphalt widths for above road construction shall be minimum 32 feet wide and sidewalks shall be constructed on both sides of the street.

(14) Internal crescent shall have a 32 foot asphalt width and sidewalks on both sides of the street.

CARRIED

Report No. 90 - City of Kingston Planning Board (cont'd)

4. That a by-law be presented to Council to amend By-Law No. 3078 (Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas) to change the zoning for the westerly 34.2 acres of the Marker property, north part of Lot 1, Registered Plan 68, City of Kingston, as outlined in blue on a map prepared by the Planning Office dated October 24, 1969, now zoned R2 (two family) to R3 (multiple family). (Roads included).

Note: Two readings only to be given until the subdivider has complied with final conditions for approval of the Minister as set out in Clause 3.

(See By-Law No. 6477) *CARRIED*

Respectfully submitted,

(signed) G. N. Speal
E. V. Swain
Geo. Vosper

Ald. Enright presented Report No. 91 of the Committee on Social Services as follows.

Moved by Ald. Enright, seconded by Ald. Meister, That Report No. 91 of the Social Services Committee be received and adopted.

REPORT NO. 91

To the Mayor and Members of Council Kingston, October 21, 1969

The Committee on Social Services reports and recommends as follows:

1. That the following resolution of the City of Chatham be endorsed:

"THAT WHEREAS the Government of Canada has agreed to the inclusion of chiropractic care in the federal medicare program when the Provinces request it;

AND WHEREAS British Columbia, Alberta, Saskatchewan and Manitoba already have included this benefit in their Provincial plans;

AND WHEREAS these four Provinces represent 66% more or less of the citizens who will be covered under federal medicare on October 1st, 1969;

AND WHEREAS the practice of chiropractic is duly licensed under the laws of the Province of Ontario;

AND WHEREAS the Ontario Workmen's Compensation Board has utilized the services of the chiropractic profession continually since 1937;

AND WHEREAS the majority of the insurance companies provide chiropractic benefits in their group health and accident policies;

AND WHEREAS a large percentage of the population of Ontario has availed itself of chiropractic services;

BE IT THEREFORE RESOLVED that the Council of the City of Chatham request the Government of Ontario to uphold the rights of the people of Ontario to enjoy the benefit of the practitioner of their choice by including the option of chiropractic benefits in OHSIP."

CARRIED

Respectfully submitted,

(signed) K. G. Enright (CHAIRMAN)
C. J. Meister
J. L. Keenleyside
D. J. Travers
E. Watts

Ald. Matthews presented Report No. 92 of the Committee on Fire, Legislation and Housing as follows.

Moved by Ald. Matthews, seconded by Ald. Travers, That Report No. 92 of the Fire, Legislation and Housing Committee be received and adopted.

REPORT NO. 92

To the Mayor and Members of Council Kingston, October 24, 1969

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That, since densities in the various areas under the proposed Official Plan have not yet been agreed upon, no action be taken on the following recommendation of the Association of Women Electors of Kingston Area at this time:

> "The Association of Women Electors has resolved to request immediate redistricting of the City of Kingston. At the present time there is a large discrepancy in the population of different wards, and this discrepancy is increasing rapidly as additional housing units are built.
>
> For this reason the Association feels that this redistricting should not be kept in abeyance pending completion of an official plan, which is a long term project, but should be undertaken now."

(Referred back to Committee for further study).

(See following motion).

Moved by Ald. Keyes,
Seconded by Ald. Hunter,

That Clause 1, Report No. 92 be referred back to Committee for further study.

CARRIED 9:6

Respectfully submitted,

(CHAIRMAN)

(signed) *D. J. Travers*
C. J. Meister
Joan Kuyek
D. G. Timmins

Ald. Keyes presented Report No. 93 of the Committee on Finance and Accounts as follows.

Council consented to the addition of clauses 11 to 15 for presentation to Council.

Moved by Ald. Keyes, seconded by Ald. Enright, That Report No. 93 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 93

To the Mayor and Members of Council Kingston, October 22, 1969

The Committee on Finance and Accounts reports and recommends as follows:

1. That List of Accounts No. 9, dated September 30, 1969, in the amount of $2,956,612.33 for expenditures incurred under proper authorization be confirmed.

(Note: Copies of List of Accounts distributed to all members of Council with Finance Agenda).

CARRIED

Report No. 93 - Finance and Accounts Committee (cont'd)

2. That a by-law be presented to Council to authorize the execution of an agreement with E. L. Ruddy Company Limited to provide for the erection of one advertising poster panel on the corner of Barrack Street and Ontario Street (North End of Police Garage) for the sum of $60.00 per year for five years on the understanding that if the property is required for building, municipal purposes, or resale the lease is cancellable upon 30 days' notice.

(See By-Law No. 6472) *CARRIED 13:2*
(Ald. Vosper and Ald. Travers opposed)

3. That the following Budget Appropriation Transfer be approved:

	Increase	Decrease
Expenditures		
Social Services		
Welfare - General Assistance	$131,000.	-
Assistance to Aged - House of Providence	-	$ 850.
Neglected Children - Net	-	3,200.
Special Assistance - Dental Services	-	4,300.
Finance		
Maintenance of Equipment	500.	-
Miscellaneous - Legal Fees	2,000.	-
Taxes Written Off	25,114.	-
Public Transit Deficit	30,000.	-
Contingencies	-	51,761.
Police		
Personnel Services		
Salaries	36,500.	-
Arbitration Costs	2,000.	-
Training	1,000.	-
Public Works		
Roadways - Cont. from Revenue Fund - Misc. Road over Railway Track Servicing Industrial Park	5,000.	-
	$233,114.	$ 60,111.
Net Increase in Expenditures	$173,003.	
Revenues		
Revenue from Taxation		
City Regular Roll	$ 2,582.	-
Additional Assessments	10,200.	-
Residential Property Tax Reduction	-	$952,958.
Special Charges - Local Improvement Charges	1,047.	-
- Sewer Surcharge	13,530.	-
Payments in Lieu of Taxes		
Federal Government	-	3,005.
National Research Council	-	762.
Ontario General Provincial	-	587.
Ontario Housing (Inc. in taxation)	-	11,026.
Municipal Enterprises - Public Utilities	12,012.	-
- Parking Authority	-	635.

Report No. 93 - Finance and Accounts Committee (cont'd)

3. (cont'd)

Revenues (cont'd)	Increase	Decrease
Subsidies		
Residential Property Tax Reduction	$ 952,958.	-
Roadways - Highways	35,763.	-
Welfare Assistance	104,800.	-
Welfare Special Assistance (Dental)	-	$ 2,150.
Licenses & Permits		
Building Permits	8,000.	-
Plumber - Master & Contractors	425.	-
Rents, Concessions & Franchises		
Administration of Justice & Family Court	-	14,347.
Other Revenue		
Fines	2,000.	-
Service Charges - Zoning Fees	2,200.	-
Income from Investments - Interest on Investments	22,865.	-
Sundry Other Revenue - Miscellaneous	10,000.	-
Surplus Previous Year	-	19,909.
	$1,178,382.	$1,005,379.
Net Increase in Revenue	$173,003.	

CARRIED

4. That the resignation of the following members of the Housing Sub-Committee of the Fire, Legislation and Housing Committee be accepted with regret, and the appreciation of Council be conveyed to them for their services on the Committee:

Mr. I. J. Albertson
Mr. D. J. Cornish
Mr. M. Quesnel

CARRIED

5. That the 1970 Inaugural Meeting of City Council be held on Monday, January 5, 1970, at 5:30 p.m.

CARRIED

6. That the account of Hickey & Hickey, Solicitors for Frontenac Quarries Limited and the Estate of W. P. R. Holdcroft, in the amount of $752.32, being legal fees concerning land acquisition for Division Street Overpass, be authorized for payment to be charged to "Work in Progress Account No. 5076"

CARRIED

7. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with Spada Tile Limited to amend Contract 69-5W for construction and reconstruction of sidewalks to extend the completion date to June 1, 1970, since it will be necessary to re-advertise the reconstruction of the sidewalk on the east side of Rideau Street from 148.4' north of the C.P.R. spur line northerly 92.3' because of error in original advertisement, which will delay the approval of the project until late November.

(See By-Law No. 6483) CARRIED

Report No. 93 - Finance and Accounts Committee (cont'd)

8. That, as recommended by J. D. Lee Engineering Limited and the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with Rideau Valley Constructors Limited to amend Contract 67-1W for Grade Separation over C.N.R. and C.P.R. on Division Street to include:

(a) additional payment of $935. to stake the sod on the bridge approaches. (The major portion of this amount will be assumed by others - City's share will be between 5 and 10%), and

(b) since the supply and control equipment for heating of the Division Street Grade Separation stairs at Weller Avenue was excluded from the contract, the supply and installation of the supply and control equipment in accordance with Dwg. 10A Rev.0 prepared by J. D. Lee Engineering Ltd., at estimated cost of $1,340.00 all of which is chargeable to the City. (Uncommitted funds in the City's part of PB-PR-3 totals amounts to about $4,000.).

(See By-Law No. 6484) *CARRIED 14:1*

(Ald. Keyes opposed)

9. That, as recommended by the City Treasurer, a by-law be presented to Council to amend By-Law No. 99, "A By-Law to Authorize the Treasurer to Receive Advance Payments of Taxes and to Allow a Discount Thereon" to provide that the rate of discount be increased from 5½% to 6%, the maximum allowable by Provincial Statute.

(See By-Law No. 6485) *CARRIED*

10. That a by-law be presented to Council to further amend By-Law No. 6307, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1969-1973)" to re-allocate the following 1969 Capital Works Expenditures as follows:

	From	To
ITEMS AFFECTING MILL RATE		
GENERAL RATE PROJECTS		
Finance		
Land Acquisition - McConville Property - Lappan's Lane	$ 13,680.	-
Unallocated	-	$ 13,680.
UTILITIES		
Public Utilities Commission		
Water Department	$270,000.	-
Unallocated	-	$270,000.

(See By-Law No. 6486) *CARRIED*

11. That, as recommended by the Airport Commission, approval be given of the location of an eight inch watermain on the Norman Rogers Airport, as shown on the plans accompanying the Department of Transport letter dated October 14, 1969.

CARRIED

12. That the following person be appointed to the Housing Sub-Committee of the Fire, Legislation and Housing Committee for the balance of 1969:

Mrs. Marie McCann.

CARRIED

Report No. 93 - Finance and Accounts Committee (cont'd)

13. That, as recommended by the Social Services Committee, the following budget appropriation transfer be approved in order to provide for the new caseworker, who will commence employment on November 3, 1969:

	Increase	Decrease
EXPENDITURES		
Social Services Salaries (50% Subsidy)	$1,000.00	-
Assistance to Children Day Nurseries (80%)	-	$2,500.00
Net Decrease:		$1,500.00
REVENUE		
Assistance to Children Day Nurseries	-	$2,000.00
Social Services Salaries	$ 500.00	-
Net Decrease:		$1,500.00

CARRIED

14. That, as recommended by the Public Works Committee,

(a) it is declared desirable that the construction of storm sewers in the following streets should be undertaken as a local improvement:

(i) Patrick Street, from Fraser to Joseph Street;
(ii) Joseph Street, from Patrick to Division Street;
(iii) Division Street, from Joseph to 30 Feet North of Russell Street, and
(iv) Fraser Street, from Patrick Street easterly 13 Feet.

-and-

(b) a by-law be presented to Council to authorize the construction of storm sewers in:

(i) Patrick Street, from Fraser to Joseph Street;
(ii) Joseph Street, from Patrick to Division Street;
(iii) Division Street, from Joseph to 30 Feet North of Russell Street, and
(iv) Fraser Street, from Patrick Street easterly 13 Feet,

at a total estimated cost of $200,000.00 under the provisions of Section 8 of *The Local Improvement Act*.

		Cost	Debenture
Owners' Share		$ 9,663.06	$ 9,663.06
Corporation's Share:			
City Share	$155,906.61		155,906.61
Est. D.H.O. Subsidy	34,430.33	190,336.94	
TOTAL:		$200,000.00	$165,569.67

(Note: Provision for this work included in 1969 Capital Budget Quota).

CARRIED 15:0

Report No. 93 - Finance and Accounts Committee (cont'd)

15. That the following budget appropriation transfer be approved in order to provide funds for culvert and ditch cleaning prior to the setting in of winter conditions:

PUBLIC WORKS COMMITTEE	Increase	Decrease
ROADWAYS		
Permanent Pavements	-	$8,000.
Gravel Roads	$8,000.	-

(See By-Law No. 6487) *CARRIED*

Respectfully submitted,

(signed) *E. V. Swain* (CHAIRMAN)
K. Keyes
W. T. J. Cook
K. G. Enright
K. W. Matthews
G. N. Speal

UNFINISHED BUSINESS

Ald. Timmins stated that the Parks, Recreation and Property Committee had appointed Ald. Brightman and himself a sub-committee of two to recommend a name for the new roadway to Bell Island. He asked the members of Council to submit any suggestions that they might have to the sub-committee.

Ald. Timmins suggested that Mayor Swain and Ald. Speal meet with the members of Council to discuss the terms of the new parking regulations on the boulevards before referring any more citizens who have questions concerning the regulations to the ward aldermen.

Mayor Swain reported that the "Kingston Scholarship" Fund Committee had met recently and had been able to increase the number of scholarships for City residents from three to five and had made available two scholarships for residents of Frontenac County.

Mayor Swain reported that he would be attending an executive meeting of the Ontario Municipal Association on the week-end and on Tuesday next would be attending the annual meeting of the Association of Ontario Mayors and Reeves with the Ontario Cabinet.

BY-LAWS

Council consented to the addition of By-Laws 21 to 23 for presentation to Council

(a) Moved by Ald. Matthews,
Seconded by Ald. Cook,

That By-Laws 1 to 15 plus 22 and 23 receive their first reading.

CARRIED

(b) Moved by Ald. Cook,
Seconded by Ald. Enright,

That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 15 plus 22 and 23 their second reading.

Ald. Hunter, Chairman. *CARRIED*

(c) Moved by Ald. Enright,
Seconded by Ald. Speal,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

(d) Ald. Hunter reported that By-Laws 1 to 15 plus 22 and 23 had been considered in the Committee of the Whole and had received their second reading.

(e) Moved by Ald. Speal,
Seconded by Ald. Keyes,

That Rule 35 be suspended for the purpose of giving By-Laws 7 to 15 plus 23 their third reading.

CARRIED

(f) Moved by Ald. Keyes,
Seconded by Ald. Speal,

That By-Laws 7 to 21 plus 23 be given their third reading.

CARRIED

(1) A By-Law to Authorize the Execution of an Agreement with E. L. Ruddy Company Limited (Poster Panel: Barrack at Ontario Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6472)
Clause 2, Report No. 93

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(2) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 88).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6473)
Clause 1, Report No. 88

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(3) A By-Law to Authorize the Execution of an Agreement with the Public Utilities Commission of the City of Kingston (4 Bus Shelters).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6474)
Clause 3, Report No. 88

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(4) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes" (Additional Bus Shelters and Queen's University Parking Information Signs).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6475)
Clauses 3 and 4, Report No. 88

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(5) A By-Law to Authorize the Execution of an Agreement with Queen's University at Kingston (Parking Information Signs on Street Allowances).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6476)
Clause 4, Report No. 88

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(6) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Rezone 34.2 Acres of Part of North Half of Lot 1, Plan 68, from R2 - Two Family to R3 - Multiple Family).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6477)
Clause 4, Report No. 90

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(7) A By-Law to Authorize the Execution of an Agreement with Fort Sales Limited (Salvage - City Dump).

(THREE READINGS) (PROPOSED NO. 6478)
Clause 3, Report No. 81

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(8) A By-Law to Authorize the Purchase of Lot 198, Plan C22 from the Frontenac County Board of Education ("Depot School" - 610 Montreal Street).

(THREE READINGS) (PROPOSED NO. 6479)
Clause 15, Report No. 13
and
Clause 11, Report No. 87

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(9) A By-Law to Authorize the Execution of an Agreement with Cobourg Construction Company Limited for Construction of Miscellaneous Storm and Sanitary Sewers (Contract 69-9W).

(THREE READINGS) (PROPOSED NO. 6480)
Clause 1, Report No. 89

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(10) A By-Law to Amend By-Law No. 6311, "A By-Law to Amend By-Law No. 3077, 'A Restricted Area (Zoning) By-Law for the City of Kingston' (Additional Parking Requirements)" (Redefine Boarding or Lodging House).

(THREE READINGS) (PROPOSED NO. 6481)
Clause 1, Report No. 90

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(11) A By-Law to Amend By-Law No. 6312, "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas' (Additional Parking Requirements)" (Delete Definition of Boarding or Lodging House).

(THREE READINGS) (PROPOSED NO. 6482)
Clause 2, Report No. 90

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(12) A By-Law to Authorize the Execution of an Agreement with Spada Tile Limited to Amend Contract 69-5W (Extend Completion Date).

(THREE READINGS) (PROPOSED NO. 6483)
Clause 7, Report No. 93

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(13) A By-Law to Authorize the Execution of an Agreement with Rideau Valley Constructors Limited to Amend Contract 67-1W (Increase Quantities).

(THREE READINGS) (PROPOSED NO. 6484)
Clause 8, Report No. 93

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(14) A By-Law to Amend By-Law No. 99, "A By-Law to Authorize the Treasurer to Receive Advance Payments of Taxes and to Allow a Discount Thereon" (Increase Discount Rate to Maximum of 6%).

(THREE READINGS) (PROPOSED NO. 6485)
Clause 9, Report No. 93

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(15) A By-Law to Amend By-Law No. 6307, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1969-1973)" (Revision No. 5).

(THREE READINGS) (PROPOSED NO. 6486)
Clause 10, Report No. 93

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(16) A By-Law to Authorize the Purchase of Land on the West Side of Lappans Lane for Industrial Site Purposes (11.31 Acres - McConville).

(THIRD READING) (NO. 6402)
Clause 22, Report No. 66
and amended by
Clause 6(c), Report No. 78

THIRD READING - CARRIED 15:0

(17) A By-Law to Authorize the Execution of an Agreement with the Frontenac County Board of Education (Lease - Frontenac Public School Grounds - Adelaide Street).

(THIRD READING) (NO. 6409)
Clause 16, Report No. 13,
Clause 7, Report No. 72,
and
Clause 11, Report No. 87

THIRD READING - CARRIED 15:0

(18) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Boulevard Parking Restrictions).

(THIRD READING) (NO. 6432)
Clause 6, Report No. 73

Amended on Third Reading to include provision that the by-law becomes effective upon approval of the Minister of Transport (Ontario).

THIRD READING - CARRIED 12:3
(Ald. Cook, Ald. Matthews and Ald. Timmins opposed)

(19) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 80).

(THIRD READING) (NO. 6452)
Clause 6, Report No. 80

THIRD READING - CARRIED 15:0

(20) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clause 1, Report No. 80).

(THIRD READING) (NO. 6453)
Clause 1, Report No. 80

THIRD READING - CARRIED 15:0

(21) A By-Law to Authorize the Execution of an Agreement with A. Davis and Son Limited (Industrial Wastes).

(THIRD READING) (NO. 6459)
Clause 6, Report No. 87

THIRD READING - CARRIED 14:1
(Ald. Kuyek opposed)

(22) A By-Law to Authorize the Construction of Storm Sewers in Portions of Patrick Street, Joseph Street, Division Street and Fraser Street Under the Provisions of Section 8 of The Local Improvement Act.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6487)
Clause 14(b), Report No. 93

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(23) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Depressed Driveway Entrance - 143 King Street West).

(THREE READINGS) (PROPOSED NO. 6488)
Clause 2, Report No. 89

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

MOTIONS

(1) Moved by Ald. Hunter,
Seconded by Ald. Enright,

That the congratulations of Council be extended to Mr. Thomas Ryder on his appointment as Assessment Commissioner for Frontenac and Lennox & Addington Counties.

CARRIED

(1) Moved by Ald. Keyes,
Seconded by Ald. Kuyek,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 9:17 P.M.

(L.S.)

(signed) *T. J. McKibbin* *(signed)* *E. V. Swain*
CLERK-COMPTROLLER. MAYOR.

CITY COUNCIL MEETING NO. 21

In accordance with Rule No. 3 of By-Law No. 1, a petition of a majority of the members of the Council having been received by the Clerk, there will be a Special Meeting of City Council in the Council Chambers on

Monday, November 3, 1969, at 8:00 p.m.

to discuss the appointment of a mediator in the bus dispute.

ROLL CALL

MOTIONS

CITY COUNCIL MEETING NO. 21

In Accordance with Rule No. 3 of By-Law No. 1, a Petition of a Majority of the Members of the Council Having Been Received by the Clerk, a Special Meeting of City Council Was Held in the Council Chambers on Monday, November 3, 1969, at 8:03 p.m., to Discuss the Appointment of a Mediator in the Bus Dispute, His Worship Acting Mayor Keyes presiding.

ROLL CALL

Acting Mayor Keyes, Ald. Brightman, Ald. Cook, Ald. Hunter, Ald. Kuyek, Ald. Matthews, Ald. Meister, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts. (12).

MOTIONS

(1) Moved by Ald. Kuyek,
Seconded by Ald. Hunter,

That the following be adopted as the agenda of items to be considered at this meeting:

1. Definition of "Mediator".
2. Is a Mediator necessary?
3. What kind of person or body fills this purpose?
4. Who?
5. How?

CARRIED 10:2

(2) Moved by Ald. Hunter,
Seconded by Ald. Brightman,

That this special meeting of Council be open to the public.

CARRIED

(3) Moved by Ald. Kuyek,
Seconded by Ald. Matthews,

That Council resolve itself into the Committee of the Whole to consider the Agenda adopted for this meeting.

Acting Mayor Keyes, Chairman.

CARRIED

(4) Moved by Ald. Speal,
Seconded by Ald. Brightman,

That Council rise from the Committee of the Whole and the Chairman report.

CARRIED

Acting Mayor Keyes, Chairman of the Committee of the Whole, reported:

(a) That the definition of a "mediator" had been agreed upon as a person to chair meetings of the parties; to bring the parties together if they were not meeting; and to report back to Council in two weeks, and

(b) that the recommendation that a "mediator was necessary" was LOST 4:8.

(5) Moved by Ald. Vosper,
Seconded by Ald. Cook,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 8:59 P.M.

(L.S.)

(signed) *T. J. McKibbin*
CLERK--COMPTROLLER

(signed) *K. A. Keyes*
ACTING MAYOR.

Local Govt

CITY COUNCIL MEETING NO. 22

The Regular Meeting of City Council Will be Held in the Council Chamber on Monday, November 10, 1969, at 8:00 p.m.

ROLL CALL

PRESENTATION OF THE INSTITUTE OF MUNICIPAL ASSESSORS OF ONTARIO CERTIFICATE OF ACCREDITATION AS AN ASSOCIATE OF THE INSTITUTE TO:

Mr. Arthur Dingwall

TABLING OF DOCUMENTS

(1) Copy of publication *"Water Quality Data for Ontario Lakes and Streams - Vol. II - 1965-1966"* from the Ontario Water Resources Commission.

(2) Copy of *"1968 Annual Report of Ontario Water Resources Commission"*.

COMMUNICATIONS

To be Filed:

(1) From Mr. and Mrs. William Hall, thanking the members of Council for the floral arrangement sent to them on the occasion of their Golden Wedding Anniversary.

(2) From the Department of Municipal Affairs, acknowledging receipt of Council's resolution (R.87(3)69) endorsing the resolution of the City of Sarnia requesting an amendment to the Municipal Act to increase the penalty for non-payment of taxes levied prior to the adoption of the current budget and notifying that the matter is now under consideration.

(3) From the Honourable John White, Minister of Revenue, (Ontario) notifying that limited dividend housing corporations in which all shares are owned by the City are considered to be local boards of the municipality and, therefore, free from retail sales tax on all capital projects.

(Note: Estimated cost saving is $28,000.)

(4) From the City of Belleville, notifying that they concur with the resolution (R.83(1)69) of the City of Kingston requesting increased Social Services payments from the Provincial Government.

(5) From the City of Cornwall, notifying that they have endorsed the resolution (R.83(1)69) of the City of Kingston requesting increased Social Services payments from the Provincial Government.

(6) From the City of Chatham, notifying that they took no action at this time on the resolution (R.83(1)69) of the City of Kingston requesting increased Social Services payments from the Provincial Government.

(7) From the Department of Municipal Affairs, enclosing copy of *"1969 Assessment Equalization Factors of the Municipalities of the Province of Ontario Based on 1968 Assessment on Which 1969 Taxes were Levied"* and notifying that these factors have been developed using improved methodology and procedures and that where there is considerable variation between the factor for 1968 and 1969 it may be due to:

(a) the improvements in the methods and procedures, or

(b) a change in real estate values, due in part to inflationary pressures.

The City of Kingston Factor is still 24.

(8) From Mr. Syl Apps, M.P.P., Kingston and the Islands, acknowledging receipt of Council's resolution (R.91(1)69) endorsing the resolution of the City of Chatham concerning the inclusion of Chiropractic Care in the Ontario OHSIP programme.

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(9) From the Public Utilities Commission, dated November 3, 1969, setting out the situation between the Commission and the transit union as of the date of the letter.

(Note: Copy of this letter distributed to each member of Council at the Special Council Meeting held November 3, 1969).

To be Referred to the Traffic and Streets Committee:

(10) From the Public Utilities Commission of the City of Kingston stating:

"That in reply to the request from the Traffic & Streets Department, City Council be advised that the Commission recommends the installation of seven 175 W Mercury Vapour lights and two 400 W Mercury Vapour lights on wood poles with overhead wiring on William Street, between University Avenue and Barrie Street, at an estimated cost of $1,315.00, and annual cost to the City of $217.37, as shown on Drawing No. 54-0-227/238; AND ten 175 W Mercury Vapour lights and four 400 W Mercury Vapour lights on wood poles with overhead wiring on Earl Street, between University Avenue and Collingwood Street, at an estimated cost of $1,950.00, and annual cost to the City of $256.91, as shown on Drawing No. 54-0-227/238, this work to be an extra to the 1969 Street Lighting Program, and that the work will be put in hand when it has been approved by Council."

To be Referred to the Fire, Legislation and Housing Committee:

(11) From the City of Owen Sound, requesting that their following resolution be endorsed:

"THAT WHEREAS it is becoming more apparent each year that persons upon reaching the age of eighteen years are expected to assume adult responsibility; and

WHEREAS it is the belief of many that if persons of eighteen years of age are to assume adult responsibility, they should be given the right to cast their ballots in elections; and

WHEREAS it is apparent that the Government of Canada is about to enact legislation to lower the voting age from twenty-one years to eighteen years for Federal Elections;

THEREFORE BE IT RESOLVED that the Council of the City of Owen Sound petition the Government of the Province of Ontario to introduce legislation which will enable persons, upon reaching the age of eighteen years, to vote at Municipal Elections."

To be Referred to the Finance and Accounts Committee:

(12) From the City of Barrie, requesting that their following resolution be endorsed:

"THAT WHEREAS the Province of Ontario have indicated the resident property tax reduction system will be discontinued in 1970 and that the grants now received for each property owner will be abolished in favour of increased education grants;

AND WHEREAS this could lead the property owners to believe the municipal tax rate has increased and his education tax decreased;

THEREFORE BE IT RESOLVED that the resident property tax reduction be returned to the Municipal Council as an unconditional grant and thereby letting the public truly understand the educational tax cost."

COMMUNICATIONS (cont'd)

To be Filed:

(13) With reference to Clause 1, Report No. 98, from the following architects:

Lilly Inglis, M.R.A.I.C.
F. Thomas Mill, M.R.A.I.C.
Andrew J. Connidis, M.R.A.I.C.
E. A. Cromarty, M.R.A.I.C.
Wilfred Sorensen, M.R.A.I.C.
Colin C. Drever, F.R.A.I.C.
Selwyn Cooke, M.R.A.I.C.
Harry P. Smith, M.R.A.I.C.

stating:

"The undersigned wish to bring to your attention their concern over the proposed demolition of the Counter-Robertson building on Ontario Street and believe that every effort should be made to preserve this and other buildings of historical and architectural importance.

Kingston limestone can no longer be quarried for building purposes and it would be a great pity if the rick "museum" of limestone buildings was to become extinct.

Many of these structures form part of the "Confederation dream" and provide one of the basic reasons for tourists visiting the Limestone City.

We therefore deplore the apparent lack of regard exhibited by those who would cause to have removed those buildings which form part of our Canadian Heritage and request that Council give high priority to the suggestion offered by Dr. Stewart Fyfe of the Planning Board that the Province enact legislation to end the demolition of our Historical Architecture."

(Note: Mayor Swain has written to Murney Development Limited requesting that consideration be given to preserving the Counter-Robertsonbuilding, known as "Plymouth Square". This letter was published in the Whig-Standard on November 5, 1969).

PETITIONS

REPORTS

REPORT NO. 94

To the Mayor and Members of Council Kingston, November 4, 1969

The Traffic and Streets Committee reports and recommends as follows:

1. That, as an extra to the 1969 Street Lighting Program, street lighting be installed on Bagot Street from Cataraqui Street to the Cook Youth Centre at an estimated cost of $815.00, such lighting to consist of four 175 Watt mercury vapour lights on wood poles with overhanging wiring at an estimated annual operating cost of $164.73.

Respectfully submitted,

CHAIRMAN

Public Works Report No. 95

November 3, 1969

To the Mayor and Members of Council

Gentlemen:

The Public Works Committee recommends as follows -

1. That 600 tons of P.A.P. asphalt be purchased from McGinnis and O'Connor Ltd at a cost of $10 per ton for winter pavement patching, being the only supplier in the area.

2. That the deteriorated section of the Sherwood Drive storm sewer (190 feet) be reconstructed by the City Works Department at estimated cost of $4,000 and that the expenditure be charged to the 1969 Public Works Budget Appropriation - Maintenance of Sewers - and recovered, if possible, from the Subdivider.

3. That the tenders received for the supply of earth fill for the City Dump be rejected as the unit prices are 20¢ to 65¢ per c.y. more than the current contract, and that the Purchasing Agent be instructed to recall for tenders.

4. That, notwithstanding the provisions of By-law No.14 - A By-law Relating to Sewers and Drains - Hemlock Park Dairy Limited be permitted to discharge storm roof water from their apartment building at 322 Brock Street to the combined sewer in Division Street provided a separate storm lateral is installed.

Respectfully submitted,

CHAIRMAN

Parks, Recreation and Property Report No. 96

October 29, 1969.

To the Mayor and Members of Council

Gentlement:

The Parks, Recreation and Property Committee recommends as follows -

1. That the account of the Public Utilities Commission, in amount of $630.00, for a submarine cable for the Confederation Basin Marina, be paid.

Respectfully submitted,

Chairman

REPORT NO. 97

To the Mayor and Members of Council Kingston, October 28, 1969

The Rideaucrest Home Committee reports and recommends as follows:

1. That, to improve the efficiency of the boilers and to ensure an adequate supply of hot water, the firm of Harry P. Smith, Architect, be authorized to draft specifications, call for tenders and supervise the installation of the necessary alterations to the present boiler system at the Rideaucrest Home at a cost not to exceed $1,500.00.

Note: Funds have been provided in the budget for this work.

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 98

he Mayor and Members of Council Kingston, October 30, 1969.

City of Kingston Planning Board reports and recommends as follows:

That:

"Whereas, through the course of development and change, the existence of individual buildings and groups of buildings of particular architectural and historic merit is being jeopardized through thoughtless alteration and indiscriminate demolition, and

Whereas such buildings constitute an important part of the history of both the community and the Province and form an integral part of the cultural heritage and of the physical and social character of the area, and

Whereas such buildings should be of particular importance in urban renewal areas, and

Whereas municipalities have no authority to influence such development,

Therefore be it resolved that the Provincial Government be requested to enact legislation to permit municipalities to undertake measures to preserve and protect such buildings including

1) The designation of particular buildings for protection and preservation

2) The power to make grants towards the cost of renovations where the owner undertakes to maintain or restore the original character

3) The power to purchase and lease such buildings

4) The power to designate historic and architectural conservation areas, for which provisions may be made by by-law to conserve the character of the area,

And moreover be it resolved that the Provincial Government be requested to enact legislation whereby it can exercise similar powers in unorganized territories, or for buildings of particular provincial importance, or where the problems exceed the resources of a particular municipality, and provincial co-operation with the municipality is desirable."

Further, that this resolution be sent to other interested groups and municipalities for their endorsation.

Note: Copies of a list of those locations which already have such legislation have been distributed to the members of Council.

November 6, 1969.

That, By-Law No. 6477, A By-Law to amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Rezone 34.2 acres of Part of North Half of Lot 1, Plan 68, from R 2 - Two Family to R 3 - Multiple Family) be amended on Third Reading to change the zoning on the 100 ft. Hydro Easement along the west side of the subject property from C 2 (Commercial) to R 3 (Multiple Family), the balance of the block to be rezoned as stated in Clause 4 of Report No. 90, passed by Council on October 27, 1969.

Respectfully submitted,

(Chairman)

REPORT NO. 99

Kingston, Ontario,
October 31, 1969.

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That a by-law be presented to Council to amend Section 53 of By-Law No. 7, "A By-Law to Regulate Certain Trades," to provide a section requiring that the owners of self-service laundries shall erect a permanent sign on the premises, clearly showing a telephone number and address to which persons can register complaints, or the owner can be notified in the event of an emergency.

November 7, 1969.

2. WHEREAS the City of Kingston has entered into an agreement with the Kingston Humane Society, a member Society of the Ontario Humane Society, under which the Society has contracted to build an Animal Shelter and has agreed to provide Animal Control Services to the municipality;

AND WHEREAS the City of Kingston has been advised by the Kingston Humane Society that if, by the passing of Bill 194, they are required to surrender unclaimed pound animals for research and teaching purposes, they would cancel their contract with the municipality;

AND WHEREAS this action would require the municipality of the City of Kingston to spend capital funds estimated at $20,000. to establish an Animal Shelter and would increase the present operating costs of $6,300. by at least 25%, resulting in a greater expense to the taxpayers;

AND WHEREAS animals for research may be obtained in other ways;

THEREFORE BE IT RESOLVED that the Council of the Corporation of the City of Kingston urge the government of Ontario, through the Minister of Agriculture, to give further consideration before introducing Bill 194 for second reading.

3. WHEREAS Subsection 114 of Section 379(1) of The Municipal Act permits municipalities to prohibit and regulate the ringing of bells, the blowing of horns, shouting, making unusual noises and noises likely to disturb the inhabitants within the limits of municipalities;

AND WHEREAS unnecessary noise emanates from many other sources, such as the operation of motor vehicles, construction operations, industrial plant operations, compressed air whistles of steamers, boats or stationery boilers, exhaust pipes of gasoline or steam launches, exhaust fans, mechanical chisels and mechanical hammers, refrigeration unit vehicles, false fire alarms, crowing and crying of birds or animals, charivari, radio, phonograph and public address systems, and steamshovels and other mechanical devices;

3. (cont'd)

AND WHEREAS works carried out in connection with any of the sources of noise as outlined above, often occur between the hours of 7 o'clock in the afternoon of one day and 7 o'clock in the forenoon of the next day;

AND WHEREAS Ontario Legislation does not permit municipalities to pass by-laws to regulate such noises and the hours during which their operations shall be restricted;

THEREFORE BE IT RESOLVED that the Ontario Government be petitioned to amend Section 379(1), subsection 114 of The Municipal Act to provide broader powers for municipalities to control any form of unnecessary noise, and to authorize the use of approved sound level meters as a tool to gauge the level of sound;

AND FURTHER, that this resolution be circulated to other municipalities in Ontario for their endorsation.

4. That, since the Fire, Legislation and Housing Committee has submitted their views on Land Assembly Plans to the Provincial Government, the following resolution of the Woodstock Industrial Commission be not endorsed:

> "That, whereas the Federal-Provincial Land Assembly Plan as related to the Ontario Development Corporation Program appears to encourage new and existing industry to locate or relocate in certain designated areas, thereby tending to seriously upset the ratio of industrial assessment of many Ontario municipalities - therefore this Council registers protest against their programs in this regard."

Respectfully submitted,

CHAIRMAN.

The Committee on Fire, Legislation and Housing may present the following clause:

5. That, as requested by the Eastern Lake Ontario Branch of the Victorian Order of Nurses, the week of November 24th to November 29th, 1969, be proclaimed as "Victorian Order of Nurses Week" in Kingston.

REPORT NO. 100

To the Mayor and Members of Council Kingston, November 5, 1969

The Committee on Finance and Accounts reports and recommends as follows:

1. That the following resolution of the City of Kitchener be endorsed:

   "Whereas the Government of Ontario has undertaken to assume the cost of the administration of justice in the Province;

   And whereas Section 72 of the Mental Hospitals Act was recently amended to read 'The costs and expenses incurred under Sections 9, 10, 14 and 15 of the Mental Health Act 1967 in determining the mental condition of a person, and in conveying the person to and from an institution shall be paid by the municipality from which the person came or was sent to an institution in such amounts as are prescribed by the regulations.'

   And whereas assistance to the Criminal Courts in determining the mental condition of persons appearing before such Courts is patently a part of the administration of justice in this Province:

   Therefore be it resolved that the Government of Ontario be requested to amend the said Mental Hospitals Act to provide that costs and expenses incurred under Sections 9, 10, 14 and 15 of the Mental Health Act 1967 be payable by the Province."

2. That the following resolution of the Town of Mississauga be endorsed:

   "WHEREAS the business of Community Antenna Television, or Cable Television is rapidly emerging as a powerful new force of importance in Ontario municipalities;

   AND WHEREAS Cable Television Companies operate by virtually a monopoly right, either controlling all of a smaller municipality or specifically described sections of larger municipalities;

   AND WHEREAS municipal public property, such as roads, streets, easements, lanes, etc., is used to erect poles, string cables, or bury lines which carry the C.A.T.V. signals;

   AND WHEREAS it is desirable and necessary that Cable Television systems evolve in the public interest, and that public interest be protected;

   AND WHEREAS responsible regulation of Community Antenna Television by local municipal governments is both necessary and proper;

   NOW THEREFORE BE IT RESOLVED that the Legislative Assembly of the Province of Ontario be requested to pass legislation enabling local municipalities to license Community Antenna Television Companies that have Canadian Radio-Television Commission authorization, such municipal license to provide for:

   1. Location of equipment, removal, safety precautions, etc., and

   2. Fees at the rate of a percentage of gross charges to subscribers within the municipality."

3. That a by-law be presented to Council to authorize the execution of an agreement with Queen's University at Kingston to amend the agreement for the steam heating line to the west campus to provide that the fee for encroachment on the street allowance during the construction period shall be $1,300.

   (Note: This charge is analogous to charge authorized by By-Law No. 4624, "A By-Law to Authorize and Regulate Encroachments on Streets".)

4. That the payment of a sum not exceeding $1,000. to the Kingston Curling Club for printing their 150th Anniversary Commemorative Year Book be approved as follows:

   $500. in 1969 (to be charged to appropriation, *"Finance-Miscellaneous"*),
   and
   $500. in 1970 (to be charged to appropriation, *"Finance-Miscellaneous"*).

5. That, as recommended by the Industrial Commission, the following budget appropriation transfer be approved:

	Increase	Decrease
INDUSTRIAL COMMISSION		
INDUSTRIAL DEVELOPMENT		
- Travel and Promotion	$ 300.	-
- Contributions from Current Fund: Development of Land	-	$ 300.

6. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with McGinnis & O'Connor Limited to amend Contract 69-8W for Paving and Resurfacing to extend the completion date to June 15, 1970, in order that the resurfacing of Brock Street from Helen to College Streets can be done under better weather conditions.

7. That, as recommended by the Public Works Committee, the following budget appropriation transfer be approved:

	Increase	Decrease
PUBLIC WORKS COMMITTEE		
ENGINEERING	$29,000.	-
WINTER CONTROL	-	$29,000.

8. That a by-law be presented to Council to authorize the execution of a contract agreement with Marshall & Merrett, Stahl, Elliott and Mill, Architects, 275 Ontario Street, Kingston, Ontario, for the preparation of plans, details and specifications and working drawings for the new Police Building to be located on City owned property at Queen and Ontario Street, on consultation with the Police Commission and the Finance Committee at the standard fee of 6.5% and amounting to $72,000. (3/4 of the total fee), it being understood that subject to the approval of the Ontario Municipal Board to the construction of the building, the architects will also be retained to supervise the project for $24,000. (¼ of the total fee).

9. That, as recommended by the Public Works and the Traffic and Streets Committees at a joint meeting, a by-law be presented to Council to authorize the execution of an agreement with Her Majesty the Queen, represented by the Minister of Highways (Ontario) for construction of an expressway and local roads from the Traffic Circle to Montreal Street as shown in red and blue on Schedule "A" of the proposed agreement and in substantial conformity with the proposed agreement which had been distributed to all members of Council and which provides for 75 per cent

9. (cont'd)

subsidy to the City on the cost of land acquisition, construction, and maintenance of the expressway and on the cost of land acquisition and construction of local roads.

(NOTE: *The City will receive 50 per cent subsidy on the cost of maintenance of local roads commencing January 1, 1970.)*

10. That, as recommended by the Public Works and the Traffic and Streets Committees at a joint meeting, a general rate by-law be initiated for construction of the first phase of the expressway, that is, the channelization and signalization of the existing traffic circle including the widening of the following approaches to the expressway:

1. Bath Road	- to 200 ft. ± West of Palace Rd.	(divided four lanes plus turning lanes)
2. Princess St.	- to 660 ft. ± West of Sir John A.	(divided four lanes plus turning lanes)
3. Princess St.	- to Regent St.	(divided four lanes plus turning lanes)

and new construction:

Concession St. Expressway	- to old Sir John A. road allowance	(northerly two lanes)

as shown on preliminary plans T-103, T-103-1, T-103-2, T-103-3, and T-336-4, all dated September, 1969, at an estimated cost of $

Total Estimated Cost:	$ 1,098,000.
Less Subsidy:	$ 798,000.
Corporation's share:	$ 300,000.

(NOTE: *The 1969 Capital Budget Quota provision for this work is $300,000.)*

11. That a by-law be presented to Council to further amend By-Law No. 6307, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1969-1973)" to re-allocate the following 1969 Capital Works Expenditures as follows:

	From	To
GENERAL RATE PROJECTS		
Fire, Legislation & Housing Committee		
Housing	$41,308.	-
LOCAL IMPROVEMENTS - Public Works		
STORM SEWERS		
- Sewer Separation:		
Area "C" Phase V (Increases Total to $110,031.)	-	$40,808.
SANITARY SEWERS		
Concession St. - Traffic Circle Easterly (Intreases Total to $20,500.)	-	500.

12. That, as recommended by the Public Works Committee,

(a) it is declared desirable that the construction of storm sewers (with sanitary laterals, connections and manholes as an apportionment to the City's share) in the following streets should be undertaken as a local improvement (Area "C" - Phase V):

12. (cont'd)

(a) (cont'd)

(i) Johnson Street, from Macdonnell to Helen Street,
(ii) Macdonnell Street, from Brock to Dundas Street,
(iii) Napier Street, from Brock to Carruthers Street, and
(iv) Toronto Street, from Johnson Street northerly 212 feet,

-and-

(b) a by-law be presented to Council to authorize the construction of storm sewers (with sanitary laterals, connections and manholes as an apportionment to the City's share) in:

(i) Johnson Street, from Macdonnell to Helen Street,
(ii) Macdonnell Street, from Brock to Dundas Street,
(iii) Napier Street, from Brock to Carruthers Street, and
(iv) Toronto Street, from Johnson Street northerly 212 feet,

at a total estimated cost of $156,079.04 under the provisions of Section 8 of *The Local Improvement Act.*

		Cost	Debenture
Owners' Share:		$15,961.11	$ 15,961.11
Corporation's Share:			
City Share	$94,070.31		94,070.31
Est. D.H.O. Subsidy	46,047.62	140,117.93	
TOTAL:		$156,079.04	$110,031.42

(NOTE: Upon approval of clause 11, Report No. 100, the 1969 Capital Budget Quota provision for this work will be $110,031.)

13. That, as recommended by the Public Works Committee,

(a) it be declared desirable that the construction of a sanitary sewer and services on the north side of Concession Street from 152' west of Drayton Avenue westerly 395' and including:

(i) an outlet, and

(ii) non-abutting, equally benefitting frontage on Concession Street from 34.25' west of Drayton Avenue westerly 117.45' and from 547' west of Drayton Avenue westerly 57.41'

should be undertaken as a local improvement,

-and-

(b) a by-law be presented to Council to authorize the construction of a sanitary sewer and services on the north side of Concession Street from 152' west of Drayton Avenue westerly 395' and including:

(i) an outlet, and

(ii) non-abutting, equally benefitting frontage on Concession Street from 34.25' west of Drayton Avenue westerly 117.45' and from 547' west of Drayton Avenue westerly 57.41'

at a total estimated cost of $20,500.00 under the provisions of Section 8 of *The Local Improvement Act.*

3. (cont'd)

(b) (cont'd)

		Cost	Debenture
Owners' Share:			
Sewer Main	$19,668.44		
Services	831.56	$20,500.00	$20,500.00
City's Share:		nil	
TOTAL:		$20,500.00	$20,500.00

(NOTE: Upon approval of clause 11, Report No. 100, the 1969 Capital Budget Quota provision for this work will be $20,500.)

4. That, as recommended by the Traffic and Streets Committee, a by-law be presented to Council to authorize the execution of an agreement with St. Lawrence College of Applied Arts and Technology to accept their following offer:

"That the College will transfer to the City, 30 feet of frontage on the north side of King Street and property as follows on Portsmouth Avenue: Parcel 1 - lying on lots 1, 2 and 3 between Curtis Crescent and the first house known as 160 Portsmouth Avenue, an area 33 feet by 180 feet; Parcel 2 - lying to the south of the first house and extending to the second house known as 134 Portsmouth Avenue on lot 9 having a width of 33 feet and a length of 266 feet; Parcel 3 - lying to the south of the house on lot 9 and extending southerly to King Street with a width of 46 feet.

This property, representing approximately 1.72 acres, will be deeded to the City by the College in consideration for transfer by the City to the College of the property known as 160 Portsmouth Avenue or lot 4 having a frontage of 76 feet. It is understood that the City will retain 33 feet of width of lot 4 and will remove the existing structure and dispose of all debris on the property at no cost to the College.

It is the intention of the College to eventually proceed with acquisition of the property known as 134 Portsmouth Avenue on lot 9 and to remove the existing structure on that property when it is economically feasible for the College to do so, and that the College will deed to the City 9 feet, more or less, of width of Lot 9 to the City."

5. That the formation of a Liaison Committee between the City of Kingston and Queen's University in accordance with the terms of reference recommended by the *Ad Hoc* Committee be approved;

-and-

That Alderman W. T. J. Cook, Alderman K. A. Keyes and Mr. T. J. McKibbin, with Alderman G. W. Vosper as "Alternate" be appointed as the City Council's representatives on the Liaison Committee for the balance of 1969 and for 1970.

(NOTE: (a) This item is not for publication until the recommendations are approved by Queen's University and City Council.

(b) Copy of Ad Hoc Committee's recommendations distributed to each member of Council with the Finance Committee "Addenda".)

Respectfully submitted,

(CHAIRMAN)

The Finance Committee may present the following clauses:

16. That List of Accounts No. 10, dated October 31, 1969, in the amount of $3,218,198.95 for expenditures incurred under proper authorization be confirmed.

(NOTE: Copy of List of Accounts distributed to the members of Council with Finance "Addenda").

17. That, as recommended by the Parks, Recreation and Property Committee, the following budget appropriation transfer be approved:

	Increase	Decrease
EXPENDITURES		
PARKS DEPARTMENT		
TREE TRIMMING - Wages	$1,200.	-
OTHER GENERAL PARKS	1,000.	-
PARKS ADMINISTRATION - GENERAL - Heat, Light & Water	-	$1,000.
RECREATION DEPARTMENT		
BATH HOUSE & BEACH OPERATIONS - Wages: Lifeguards & Instruction	2,800.	-
CONTRIBUTION FROM CURRENT FUND - Porta Pool	1,300.	-
PLAYGROUNDS	-	500.
RINKS (Outdoor)	-	1,000.
GENERAL RECREATION - Instruction Charges	-	500.
CITY PROPERTY		
ACQUISITION & OPERATION OF EQUIPMENT - New Equipment	-	400.
LAND & BUILDINGS - Building Maintenance	-	400.
- Renovations & Alterations	-	400.
	$6,300.	$4,200.
REVENUE		
SUBSIDIES - ONTARIO Parks Centre Board	$2,100.	-
	$4,200.	$4,200.

May Present Clauses (cont'd)

18. That, as recommended by the Industrial Commission, a by-law be presented to Council to authorize the execution of an agreement with Allan M. Carlyle, Trustee, Montreal, Quebec, to grant him for the sum of $100.00, an option-to-purchase approximately seven acres of land, being Part of Farm Lot 22, Concession III, City of Kingston, shown outlined in red on sketch plan presented to the Industrial Commission at their meeting held October 30, 1969, on the following conditions:

    1. The purchase price of the said land shall be the sum of $1,200. per acre and shall be paid in cash on acceptance of the option.

    2. The optionee shall pay survey costs not to exceed $70.00 and all costs for servicing the said lands, namely, road, sewer, water, culvert and driveway ramp.

    3. Within two years from obtaining title to the property the Company shall have substantially completed a building of 16,800 square feet.

    4. The option shall be exercised on or before February 10, 1970, in order that the City may have time to include in its capital budgeting funds for servicing the lands. If not exercised by February 10, 1970, the option shall be ended and the $100. shall be retained by the City.

19. That, as recommended by the Industrial Commission, a by-law be presented to Council to authorize the execution of an agreement with A. R. Monty, Trustee, Sherbrooke, Quebec, to grant him for the sum of $100.00, an option-to-purchase 6.7 acres, more or less, of land, being Part of Farm Lot 22, Concession III, City of Kingston, on the following conditions:

    1. The purchase price of the said land shall be the sum of $1,200. per acre and shall be paid in cash on acceptance of the option.

    2. The optionee shall pay for survey and all costs for servicing the said lands, namely, road, sewer, water, culvert and driveway ramp.

    3. Within two years from obtaining title to the property the Company shall have substantially completed a building of 30,000 square feet.

    4. The option shall be exercised on or before February 10, 1970, in order that the City may have time to include in its capital budgeting funds for servicing the lands. If not exercised by February 10, 1970, the option shall be ended and the $100. shall be retained by the City.

    (Note: This property is immediately to the east of the Carlyle option).

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 12 receive their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Laws 2 to 12 their second reading.

Ald. Keenleyside, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Laws 7 to 12 their third reading.

(e) That By-Laws 7 to 17 be given their third reading.

(1) A By-Law to Authorize the Execution of an Agreement with St. Lawrence College of Applied Arts and Technology (Land Exchange - Portsmouth Avenue and King Street).

(FIRST READING) (PROPOSED NO. 6489)
Clause 14, Report No. 100

(2) A By-Law to Authorize the Execution of an Agreement with Hemlock Park Dairy Limited (Storm Water Sewer Connection - 322 Brock Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6490)
Clause 4, Report No. 95

(3) A By-Law to Amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" (Storm Water Sewer Connection - Hemlock Park Dairy Limited - 322 Brock Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6491)
Clause 4, Report No. 95

(4) A By-Law to Authorize the Construction of Phase I of the Expressway. (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6492)
Clause 10, Report No. 100

(5) A By-Law to Authorize the Construction of Certain Storm Sewers under the Provisions of Section 8 of *The Local Improvement Act* (Area "C" - Phase V).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6493)
Clause 12, Report No. 100

(6) A By-Law to Authorize the Construction of a Sanitary Sewer and Services in Concession Street from 152 Feet West of Drayton Avenue Westerly 395 Feet, with Outlet, Under the Provisions of Section 8 of *The Local Improvement Act*.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6494)
Clause 13, Report No. 100

(7) A By-Law to Amend By-Law No. 7, "A By-Law to License and Regulate Certain Trades" (Regulation for Self Service Laundries).

(THREE READINGS) (PROPOSED NO. 6495)
Clause 1, Report No. 99

(8) A By-Law to Amend By-Law No. 6451, "A By-Law to Authorize the Execution of an Agreement with Queen's University at Kingston (Steam Line to West Campus)" (License Fee).

(THREE READINGS) (PROPOSED NO. 6496)
Clause 3, Report No. 100

(9) A By-Law to Authorize the Execution of an Agreement with McGinnis & O'Connor Limited to Amend Contract 69-8W for Paving and Resurfacing (Extend Completion Date).

(THREE READINGS) (PROPOSED NO. 6497)
Clause 6, Report No. 100

(10) A By-Law to Authorize the Execution of an Agreement with Marshall & Merrett, Stahl, Elliott and Mill, Architects (Police Headquarters Plans & Specifications).

(THREE READINGS) (PROPOSED NO. 6498)
Clause 8, Report No. 100

(11) A By-Law to Authorize the Execution of an Agreement with Her Majesty the Queen, Represented by the Minister of Highways (Expressway & Local Roads from Traffic Circle Area to Montreal Street).

(THREE READINGS) (PROPOSED NO. 6499)
Clause 9, Report No. 100

(12) A By-Law to Amend By-Law No. 6307, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1969-1973)" (Revision No. 6).

(THREE READINGS) (PROPOSED NO. 6500)
Clause 11, Report No. 100

(13) A By-Law to Authorize the Execution of an Agreement with Vachon Incorporated (Industrial Site - Elliot Avenue).

(THIRD READING) (NO. 6435)
Clause 9, Report No. 78

(14) A By-Law to Authorize the Sale of City Owned Land on the South Side of Elliot Avenue to Vachon Incorporated (Industrial Site).

(THIRD READING) (NO. 6436)
Clause 9, Report No. 78

(15) A By-Law to Authorize the Execution of an Agreement with Ruliff Grass Limited for the Construction of New Raw Water Intake and the Installation of Pumping Equipment and Drainage System for Sewage Treatment Plant. (Contract 69-11W).

(THIRD READING) (NO. 6455)
Clause 1, Report No. 81

(16) A By-Law to Authorize the Execution of an Agreement with Dr. G. H. Ettinger (Lease - Cottage Lot, Township of Pittsburgh).

(THIRD READING) (NO. 6471)
Clause 16, Report No. 87

(17) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 88).

(THIRD READING) (NO. 6473)
Clause 1, Report No. 88

MOTIONS:

Local Govt.

CITY COUNCIL MEETING NO. 22

The Regular Meeting of City Council Was Held in the Council Chamber on Monday, November 10, 1969, at 8:15 p.m., His Worship Mayor Swain presiding.

ROLL CALL

Mayor Swain, Ald. Brightman, Ald. Cook, Ald. Hunter, Ald. Keenleyside, Ald. Keyes, Ald. Kuyek, Ald. Matthews, Ald. Meister, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts. (14).

PRESENTATION OF THE INSTITUTE OF MUNICIPAL ASSESSORS OF ONTARIO CERTIFICATE OF ACCREDITATION AS AN ASSOCIATION OF THE INSTITUTE TO:

Mr. Arthur Dingwall

TABLING OF DOCUMENTS

(1) Copy of publication *"Water Quality Data for Ontario Lakes and Streams - Vol. II - 1965-1966"* from the Ontario Water Resources Commission.

(2) Copy of *"1968 Annual Report of Ontario Water Resources Commission"*.

(3) Charter of *City of Kingston Housing Limited* dated October 10, 1969.

(4) Copy of September, 1969, Report of Nursing Service of Victorian Order of Nurses, Eastern Lake Ontario Branch.

(Note: Copy of Report distributed to each member of Council at the City Council meeting).

COMMUNICATIONS

To be Filed:

(1) From Mr. and Mrs. William Hall, thanking the members of Council for the floral arrangement sent to them on the occasion of their Golden Wedding Anniversary.

(2) From the Department of Municipal Affairs, acknowledging receipt of Council's resolution (R.87(3)69) endorsing the resolution of the City of Sarnia requesting an amendment to the Municipal Act to increase the penalty for non-payment of taxes levied prior to the adoption of the current budget and notifying that the matter is now under consideration.

(3) From the Honourable John White, Minister of Revenue, (Ontario) notifying that limited dividend housing corporations in which all shares are owned by the City are considered to be local boards of the municipality and, therefore, free from retail sales tax on all capital projects.

(Note: Estimated cost saving is $28,000.)

(4) From the City of Belleville, notifying that they concur with the resolution (R.83(1)69) of the City of Kingston requesting increased Social Services payments from the Provincial Government.

(5) From the City of Cornwall, notifying that they have endorsed the resolution (R.83(1)69) of the City of Kingston requesting increased Social Services payments from the Provincial Government.

(6) From the City of Chatham, notifying that they took no action at this time on the resolution (R.83(1)69) of the City of Kingston requesting increased Social Services payments from the Provincial Government.

(7) From the Department of Municipal Affairs, enclosing copy of *"1969 Assessment Equalization Factors of the Municipalities of the Province of Ontario Based on 1968 Assessment on Which 1969 Taxes were Levied"* and notifying that these factors have been developed using improved methodology and procedures and that where there is considerable variation between the factor for 1968 and 1969 it may be due to:

(a) the improvements in the methods and procedures, or

(b) a change in real estate values, due in part to inflationary pressures.

The City of Kingston Factor is still 24.

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(8) From Mr. Syl Apps, M.P.P., Kingston and the Islands, acknowledging receipt of Council's resolution (R.91(1)69) endorsing the resolution of the City of Chatham concerning the inclusion of Chiropractic Care in the Ontario OHSIP programme.

(9) From the Public Utilities Commission, dated November 3, 1969, setting out the situation between the Commission and the transit union as of the date of the letter.

(Note: Copy of this letter distributed to each member of Council at the Special Council Meeting held November 3, 1969).

To be Referred to the Traffic and Streets Committee:

(10) From the Public Utilities Commission of the City of Kingston stating:

"That in reply to the request from the Traffic & Streets Department, City Council be advised that the Commission recommends the installation of seven 175 W Mercury Vapour lights and two 400 W Mercury Vapour lights on wood poles with overhead wiring on William Street, between University Avenue and Barrie Street, at an estimated cost of $1,315.00, and annual cost to the City of $217.37, as shown on Drawing No. 54-0-227/238; AND ten 175 W Mercury Vapour lights and four 400 W Mercury Vapour lights on wood poles with overhead wiring on Earl Street, between University Avenue and Collingwood Street, at an estimated cost of $1,950.00, and annual cost to the City of $256.91, as shown on Drawing No. 54-0-227/238, this work to be an extra to the 1969 Street Lighting Program, and that the work will be put in hand when it has been approved by Council."

To be Referred to the Fire, Legislation and Housing Committee:

(11) From the City of Owen Sound, requesting that their following resolution be endorsed:

"THAT WHEREAS it is becoming more apparent each year that persons upon reaching the age of eighteen years are expected to assume adult responsibility; and

WHEREAS it is the belief of many that if persons of eighteen years of age are to assume adult responsibility, they should be given the right to cast their ballots in elections; and

WHEREAS it is apparent that the Government of Canada is about to enact legislation to lower the voting age from twenty-one years to eighteen years for Federal Elections;

THEREFORE BE IT RESOLVED that the Council of the City of Owen Sound petition the Government of the Province of Ontario to introduce legislation which will enable persons, upon reaching the age of eighteen years, to vote at Municipal Elections."

To be Referred to the Finance and Accounts Committee:

(12) From the City of Barrie, requesting that their following resolution be endorsed:

"THAT WHEREAS the Province of Ontario have indicated the resident property tax reduction system will be discontinued in 1970 and that the grants now received for each property owner will be abolished in favour of increased education grants;

AND WHEREAS this could lead the property owners to believe the municipal tax rate has increased and his education tax decreased;

THEREFORE BE IT RESOLVED that the resident property tax reduction be returned to the Municipal Council as an unconditional grant and thereby letting the public truly understand the educational tax cost."

COMMUNICATIONS (cont'd)

To be Filed:

(13) With reference to Clause 1, Report No. 98, from the following architects:

Lilly Inglis, M.R.A.I.C.
F. Thomas Mill, M.R.A.I.C.
Andrew J. Connidis, M.R.A.I.C.
E. A. Cromarty, M.R.A.I.C.
Wilfred Sorensen, M.R.A.I.C.
Colin C. Drever, F.R.A.I.C.
Selwyn Cooke, M.R.A.I.C.
Harry P. Smith, M.R.A.I.C.

stating:

"The undersigned wish to bring to your attention their concern over the proposed demolition of the Counter-Robertson building on Ontario Street and believe that every effort should be made to preserve this and other buildings of historical and architectural importance.

Kingston limestone can no longer be quarried for building purposes and it would be a great pity of the rich "museum" of limestone buildings was to become extinct.

Many of these structures form part of the "Confederation dream" and provide one of the basic reasons for tourists visiting the Limestone City.

We therefore deplore the apparent lack of regard exhibited by those who would cause to have removed those buildings which form part of our Canadian Heritage and request that Council give high priority to the suggestion offered by Dr. Stewart Fyfe of the Planning Board that the Province enact legislation to end the demolition of our Historical Architecture."

(Note: Mayor Swain has written to Murney Development Limited requesting that consideration be given to preserving the Counter-Robertson building, known as "Plymouth Square". This letter was published in the Whig-Standard on November 5, 1969).

To be Referred to the Public Works Committee:

(14) From the City of London, requesting that their following resolution be endorsed:

"THAT WHEREAS by an Order-in-Council dated the 21st day of June, 1917, and by an Order-in-Council dated the 13th day of June, 1918, the Lieutenant-Governor did direct that the Suburban Roads Commission with respect to the suburban county roads adjacent to the City of London, be selected as provided by Section 17 of The Ontario Highways Act (1915) to be known as the London Suburban Roads Commission;

AND WHEREAS the said London Suburban Roads Commission has been in existance until the present time;

AND WHEREAS in the absence of other established criteria, a major factor in determining the extent of the London Suburban Roads system has been the availability of funds derived from the maximum City contribution of 0.5 mills;

AND WHEREAS the Corporation of the City of London feels that this method results in a gross injustice to the citizens of London since roads beyond London's boundaries are developed while the funds required to maintain the streets within the City boundaries in a satisfactory manner are lacking;

AND WHEREAS Section 71 of The Highway Improvement Act provides, in effect, that the Corporation of the City of London "shall" contribute up to 0.5 mills per annum to the London Suburban Roads Commission;

COMMUNICATIONS (cont'd)

To be Referred to the Public Works Committee (cont'd)

(14) (cont'd)

THEREFORE, BE IT RESOLVED that the Government of the Province of Ontario, through the Minister of Highways, be advised of the very strenuous objections of the City of London to the requirement that it must contribute to the road construction and maintenance program of the London Suburban Roads Commission, regardless of the limiting effect this requirement may have on the capacity of the City to finance needed road improvements within the municipality;

AND FURTHER that the Government of Ontario be urged to introduce legislation at the earliest possible date to make contributions to the suburban roads expenditures by "separated cities and towns" permissive and within the discretion of the Councils of such municipalities rather than obligatory as they are under existing suburban roads legislation;

AND THAT copies of this resolution be forwarded to the Minister of Highways, the Association of Ontario Mayors and Reeves, the local Members of the Provincial Parliament, and to all cities and separated towns in the Province of Ontario, with the request for their endorsation; it being pointed out that in 1968, the City Council adopted the long term policy of objecting to the City's contribution towards Suburban Roads Expenditures and it is deemed advisable to reaffirm the City's stand at this time, in light of the worsening situation."

To be Filed:

(15) From Mr. D. L. Hardtman, Q.C., City Solicitor, notifying:

(a) of the proceedings before the Ontario Municipal Board at the Hearing held on November 3, 1969, concerning the City's application for approval of By-Law No. 6352, "A By-Law to Authorize the Preparation of Plans and Specifications for a New Police Office (General Rate)", and

(b) that the By-Law had received the approval of the Board at the Hearing.

(16) From Dr. John J. Deutsch, Principal and Vice-Chancellor, Queen's University, stating:

"The Ad Hoc Committee concerning liaison between Queen's University and the City of Kingston recently submitted to the University its report concerning terms of reference for the Liaison Committee.

I am pleased to inform you that the University endorses the recommendations of the Ad Hoc Committee; in view of the fact that Finance Committee is submitting its recommendations on the report to Council tonight, I would also appreciate the University's decision being announced by you at the same time.

On November 4th, 1969, Mr. H. G. Conn, Vice-Principal (Administration) advised Mr. T. J. McKibbin, Clerk-Comptroller, that I had named the three members of the Ad Hoc Committee as University members of the Liaison Committee. They are Mr. H. G. Conn, Dr. D. Gow, and Professor G. Andrews. In addition, I have named Professor David Bonham as the alternate representative of the University.

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(16) (cont'd)

> *I would appreciate copies of the Ad Hoc Committee's report being made available to the public and news media by Council tonight after it has concluded its deliberations. I have asked Professor Andrews to attend this meeting in order that he might respond to any questions which arise concerning the report.*
>
> *The meetings of the Ad Hoc Committee have clearly been most useful in clarifying the liaison functions and I am sure the work of the Liaison Committee will prove to be invaluable in the future as a means of communication and discussion of matters of mutual concern to the City and the University."*

PETITIONS

REPORTS

Ald. Speal presented Report No. 94 of the Committee on Traffic and Streets as follows.

Moved by Ald. Speal, seconded by Ald. Vosper, That Report No. 94 of the Traffic and Streets Committee be received and adopted.

REPORT NO. 94

To the Mayor and Members of Council Kingston, November 4, 1969

The Traffic and Streets Committee reports and recommends as follows:

1. That, as an extra to the 1969 Street Lighting Program, street lighting be installed on Bagot Street from Cataraqui Street to the Cook Youth Centre at an estimated cost of $815.00, such lighting to consist of four 175 Watt mercury vapour lights on wood poles with overhanging wiring at an estimated annual operating cost of $164.73.

CARRIED

Respectfully submitted,

(signed) G. N. Speal (CHAIRMAN)
G. W. Vosper
V. C. Brightman
H. G. Hunter
D. J. Travers

Ald. Keyes presented Report No. 95 of the Committee on Public Works as follows.

Moved by Ald. Keyes, seconded by Ald. Hunter, That Report No. 95 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 95

To the Mayor and Members of Council Kingston, November 3, 1969

The Public Works Committee recommends as follows:

1. That 600 tons of P.A.P. asphalt be purchased from McGinnis and O'Connor Ltd. at a cost of $10. per ton for winter pavement patching, being the only supplier in the area.

CARRIED

2. That the deteriorated section of the Sherwood Drive storm sewer (190 feet) be reconstructed by the City Works Department at estimated cost of $4,000. and that the expenditure be charged to the 1969 Public Works Budget Appropriation "Maintenance of Sewers" and recovered, if possible, from the Subdivider.

CARRIED

Report No. 95 - Public Works Committee (cont'd)

3. That the tenders received for the supply of earth fill for the City Dump be rejected as the unit prices are 20¢ to 65¢ per c.y. more than the current contract, and that the Purchasing Agent be instructed to recall for tenders.

CARRIED

4. That, notwithstanding the provisions of By-Law No. 14, "A By-Law Relating to Sewers and Drains", Hemlock Park Dairy Limited be permitted to discharge storm roof water from their apartment building at 322 Brock Street to the combined sewer in Division Street, provided a separate storm lateral is installed.

CARRIED

(See By-Laws Nos. 6490 and 6491)

Respectfully submitted,

(signed) *K. Keyes* (CHAIRMAN)
H. G. Hunter
D. G. Timmins
G. W. Vosper
E. Watts

Ald. Cook presented Report No. 96 of the Committee on Parks, Recreation and Property as follows.

Moved by Ald. Cook, seconded by Ald. Brightman, That Report No. 96 of the Parks, Recreation and Property Committee be received and adopted.

REPORT NO. 96

To the Mayor and Members of Council Kingston, October 29, 1969

The Committee on Parks, Recreation and Property reports and recommends as follows:

1. That the account of the Public Utilities Commission, in amount of $630.00 for a submarine cable for the Confederation Basin Marina, be paid.

CARRIED

Respectfully submitted,

(signed) *W. T. J. Cook* (CHAIRMAN)
V. C. Brightman
J. L. Keenleyside
Joan Kuyek
D. G. Timmins

Ald. Meister presented Report No. 97 of the Rideaucrest Home Committee as follows.

Moved by Ald. Meister, seconded by Ald. Keenleyside, That Report No. 97 of the Rideaucrest Home Committee be received and adopted.

REPORT NO. 97

To the Mayor and Members of Council Kingston, October 28, 1969

The Rideaucrest Home Committee reports and recommends as follows:

1. That, to improve the efficiency of the boilers and to ensure an adequate supply of hot water, the firm of Harry P. Smith, Architect, be authorized to draft specifications, call for tenders and supervise the installation of the necessary alterations to the present boiler system at the Rideaucrest Home at a cost not to exceed $1,500.00.

CARRIED

Respectfully submitted,

(signed) *C. J. Meister*
J. L. Keenleyside
D. J. Travers
E. Watts

Ald. Speal presented Report No. 98 of the City of Kingston Planning Board as follows.

Moved by Ald. Speal, seconded by Ald. Vosper, That Report No. 98 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 98

To the Mayor and Members of Council Kingston, October 30, 1969

The City of Kingston Planning Board reports and recommends as follows:

1. That:

"Whereas, through the course of development and change, the existence of individual buildings and groups of buildings of particular architectural and historic merit is being jeopardized through thoughtless alteration and indiscriminate demolition, and

Whereas such buildings constitute an important part of the history of both the community and the Province and form an integral part of the cultural heritage and of the physical and social character of the area, and

Whereas such buildings should be of particular importance in urban renewal areas, and

Whereas municipalities have no authority to influence such development,

Therefore be it resolved that the Provincial Government be requested to enact legislation to permit municipalities to undertake measures to preserve and protect such buildings including

(1) the designation of particular buildings for protection and preservation;

(2) the power to make grants towards the cost of renovations where the owner undertakes to maintain or restore the original character;

(3) the power to purchase and lease such buildings;

(4) the power to designate historic and architectural conservation areas, for which provisions may be made by by-law to conserve the character of the area,

And moreover be it resolved that the Provincial Government be requested to enact legislation whereby it can exercise similar powers in unorganized territories, or for buildings of particular provincial importance, or where the problems exceed the resources of a particular municipality, and provincial co-operation with the municipality is desirable."

Further, that this resolution be sent to other interested groups and municipalities for their endorsation.

Note: Copies of a list of those locations which already have such legislation have been distributed to the members of Council.

CARRIED

November 6, 1969

2. That, By-Law No. 6477, "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas' (Rezone 34.2 Acres of Part of North Half of Lot 1, Plan 68, from R2 - Two Family to R3 - Multiply Family)" be amended on third reading to change the zoning on the 100 ft. Hydro Easement along the west side of the subject property from C2 (Commercial) to R3 (Multiple Family), the balance of the block to be rezoned as stated in Clause 4 of Report No. 90, passed by Council on October 27, 1969.

CARRIED

Respectfully submitted,

(signed) *George N. Speal*
E. V. Swain
G. W. Vosper

Ald. Matthews presented Report No. 99 of the Committee on Fire, Legislation and Housing as follows.

Council consented to the addition of Clause 5, as printed on the Agenda, for presentation to Council.

Moved by Ald. Matthews, seconded by Ald. Travers, That Report No. 99 of the Fire, Legislation and Housing Committee be received and adopted clause by clause.

REPORT NO. 99

To the Mayor and Members of Council Kingston, October 31, 1969

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That a by-law be presented to Council to amend Section 53 of By-Law No. 7, "A By-Law to Regulate Certain Trades", to provide a section requiring that the owners of self-service laundries shall erect a permanent sign on the premises, clearly showing a telephone number and address to which persons can register complaints, or the owner can be notified in the event of an emergency.

   (See By-Law No. 6495) *CARRIED*

November 7, 1969

2. WHEREAS the City of Kingston has entered into an agreement with the Kingston Humane Society, a member Society of the Ontario Humane Society, under which the Society has contracted to build an Animal Shelter and has agreed to provide Animal Control Services to the municipality;

   AND WHEREAS the City of Kingston has been advised by the Kingston Humane Society that if, by the passing of Bill 194, they are required to surrender unclaimed pound animals for research and teaching purposes, they would cancel their contract with the municipality;

   AND WHEREAS this action would require the municipality of the City of Kingston to spend capital funds estimated at $20,000. to establish an Animal Shelter and would increase the present operating costs of $6,300. by at least 25%, resulting in a greater expense to the taxpayers;

   AND WHEREAS animals for research may be obtained in other ways;

   THEREFORE BE IT RESOLVED that the Council of the Corporation of the City of Kingston urge the government of Ontario, through the Minister of Agriculture, to give further consideration before introducing Bill 194 for second reading.

   CARRIED 8:6
   (Ald. Keenleyside opposed)

3. WHEREAS Subsection 114 of Section 379(1) of The Municipal Act permits municipalities to prohibit and regulate the ringing of bells, the blowing of horns, shouting, making unusual noises and noises likely to disturb the inhabitants within the limits of municipalities;

   AND WHEREAS unnecessary noise emanates from many other sources, such as the operation of motor vehicles, construction operations, industrial plant operations, compressed air whistles of steamers, boats or stationery boilers, exhaust pipes of gasoline or steam launches, exhaust fans, mechanical chisels and mechanical hammers, refrigeration unit vehicles, false fire alarms, crowing and crying of birds or animals, charivari, radio, phonograph and public address systems, and steamshovels and other mechanical devices;

   AND WHEREAS works carried out in connection with any of the sources of noise as outlined above, often occur between the hours of 7 o'clock in the afternoon of one day and 7 o'clock in the forenoon of the next day;

   AND WHEREAS Ontario Legislation does not permit municipalities to pass by-laws to regulate such noises and the hours during which their operations shall be restricted;

Report No. 99 - Fire, Legislation and Housing Committee (cont'd)

3. (cont'd)

THEREFORE BE IT RESOLVED that the Ontario Government be petitioned to amend Section 379(1), subsection 114 of The Municipal Act to provide broader powers for municipalities to control any form of unnecessary noise, and to authorize the use of approved sound level meters as a tool to gauge the level of sound;

AND FURTHER, that this resolution be circulated to other municipalities in Ontario for their endorsation.

CARRIED

4. That, since the Fire, Legislation and Housing Committee has submitted their views on Land Assembly Plans to the Provincial Government, the following resolution of the Woodstock Industrial Commission be not endorsed:

> *"That, whereas the Federal-Provincial Land Assembly Plan as related to the Ontario Development Corporation Program appears to encourage new and existing industry to locate or relocate in certain designated areas, thereby tending to seriously upset the ratio of industrial assessment of many Ontario municipalities - therefore this Council registers protest against their programs in this regard."*

CARRIED

5. That, as requested by the Eastern Lake Ontario Branch of the Victorian Order of Nurses, the week of November 24th to November 29th, 1969, be proclaimed as "Victorian Order of Nurses Week" in Kingston.

CARRIED

Respectfully submitted,

(signed) D. J. Travers
C. J. Meister
Joan Kuyek
D. G. Timmins

Ald. Keyes presented Report No. 100 of the Committee on Finance and Accounts as follows.

Council consented to the addition of Clauses 16 to 24 for presentation to Council.

Moved by Ald. Keyes, seconded by Ald. Matthews, That Report No. 100 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 100

To the Mayor and Members of Council Kingston, November 5, 1969

The Committee on Finance and Accounts reports and recommends as follows:

1. That the following resolution of the City of Kitchener be endorsed:

> *"Whereas the Government of Ontario has undertaken to assume the cost of the administration of justice in the Province;*
>
> *And whereas Section 72 of the Mental Hospitals Act was recently amended to read 'The costs and expenses incurred under Sections 9, 10, 14 and 15 of the Mental Health Act 1967 in determining the mental condition of a person, and in conveying the person to and from an institution shall be paid by the municipality from which the person came or was sent to an institution in such amounts as are prescribed by the regulations.'*

Report No. 100 - Finance and Accounts Committee (cont'd)

1. (cont'd)

And whereas assistance to the Criminal Courts in determining the mental condition of persons appearing before such Courts is patently a part of the administration of justice in this Province:

Therefore be it resolved that the Government of Ontario be requested to amend the said Mental Hospitals Act to provide that costs and expenses incurred under Sections 9, 10, 14 and 15 of the Mental Health Act 1967 be payable by the Province."

CARRIED

2. That the following resolution of the Town if Mississauga be endorsed:

"WHEREAS the business of Community Antenna Television, or Cable Television is rapidly emerging as a powerful new force of importance in Ontario municipalities;

AND WHEREAS Cable Television Companies operate by virtually a monopoly right, either controlling all of a smaller municipality or specifically described sections of larger municipalities;

AND WHEREAS municipal public property, such as roads, streets, easements, lanes, etc., is used to erect poles, string cables, or bury lines which carry the C.A.T.V. signals;

AND WHEREAS it is desirable and necessary that Cable Television systems evolve in the public interest, and that public interest be protected;

AND WHEREAS responsible regulation of Community Antenna Television by local municipal governments is both necessary and proper;

NOW THEREFORE BE IT RESOLVED that the Legislative Assembly of the Province of Ontario be requested to pass legislation enabling local municipalities to license Community Antenna Television Companies that have Canadian Radio-Television Commission authorization, such municipal license to provide for:

1. Location of equipment, removal, safety precautions, etc., and

2. Fees at the rate of a percentage of gross charges to subscribers within the municipality."

CARRIED

3. That a by-law be presented to Council to authorize the execution of an agreement with Queen's University at Kingston to amend the agreement for the steam heating line to the west campus to provide that the fee for encroachment on the street allowance during the construction period shall be $1,300.

(Note: This charge is analogous to charge authorized by By-Law No. 4624, "A By-Law to Authorize and Regulate Encroachments on Streets".)

(See By-Law No. 6496) *CARRIED*

4. That the payment of a sum not exceeding $1,000. to the Kingston Curling Club for printing their 150th Anniversary Commemorative Year Book be approved as follows:

$500. in 1969 (to be charged to appropriation, *"Finance-Miscellaneous"*),
and
$500. in 1970 (to be charged to appropriation, *"Finance-Miscellaneous"*).

CARRIED 13:1
(Ald. Kuyck opposed)

Report No. 100 - Finance and Accounts Committee (cont'd)

5. That, as recommended by the Industrial Commission, the following budget appropriation transfer be approved:

	Increase	Decrease
INDUSTRIAL COMMISSION		
INDUSTRIAL DEVELOPMENT		
- Travel and Promotion	$ 300.	-
- Contributions from Current Fund: Development of Land	-	$ 300.

CARRIED

6. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with McGinnis & O'Connor Limited to amend Contract 69-8W for Paving and Resurfacing to extend the completion date to June 15, 1970, in order that the resurfacing of Brock Street from Helen to College Streets can be done under better weather conditions.

(See By-Law No. 6497) *CARRIED*

7. That, as recommended by the Public Works Committee, the following budget appropriation transfer be approved:

	Increase	Decrease
PUBLIC WORKS COMMITTEE		
ENGINEERING	$29,000.	-
WINTER CONTROL	-	$29,000.

CARRIED

8. That a by-law be presented to Council to authorize the execution of a contract agreement with Marshall & Merrett, Stahl, Elliott and Mill, Architects, 275 Ontario Street, Kingston, Ontario, for the preparation of plans, details and specifications and working drawings for the new Police Building to be located on City owned property at Queen and Ontario Street, on consultation with the Police Commission and the Finance Committee at the standard fee of 6.5% and amounting to $72,000. (3/4 of the total fee), it being understood that subject to the approval of the Ontario Municipal Board to the construction of the building, the architects will also be retained to supervise the project for $24,000. (¼ of the total fee).

(See By-Law No. 6498) *CARRIED*

Moved by Ald. Keenleyside,
Seconded by Ald. Timmins,

That Clause 9 of Report No. 100 be sent back to the Traffic and Streets Committee to further study the clause as now submitted, due to the fact that it does not give a completed plan of the proposed Expressway.

LOST 6:8

Ald. Vosper requested a recorded vote.

YEAS: Ald. Keenleyside, Ald. Kuyek, Ald. Matthews, Ald. Meister, Ald. Timmins, Ald. Watts.

NAYS: Mayor Swain, Ald. Brightman, Ald. Cook, Ald. Hunter, Ald. Keyes, Ald. Speal, Ald. Travers, Ald. Vosper.

9. That, as recommended by the Public Works and the Traffic and Streets Committees at a joint meeting, a by-law be presented to Council to authorize the execution of an agreement with Her Majesty the Queen, represented by the Minister of Highways (Ontario) for construction of an expressway and local roads from the Traffic Circle to Montreal Street as shown in red and blue on Schedule "A" of the proposed agreement and in substantial conformity with the proposed agreement which had been distributed to all members of Council and which provides for 75 per cent

Report No. 100 - Finance and Accounts Committee (cont'd)

9. (cont'd)

subsidy to the City on the cost of land acquisition, construction, and maintenance of the expressway and on the cost of land acquisition and construction of local roads.

(NOTE: The City will receive 50 per cent subsidy on the cost of maintenance of local roads commencing January 1, 1970).

(See By-Law No. 6498) *CARRIED 9:5*

Ald. Keenleyside requested a recorded vote.

YEAS: Mayor Swain, Ald. Brightman, Ald. Cook, Ald. Hunter, Ald. Keyes, Ald. Meister, Ald. Speal, Ald. Travers, Ald. Vosper.

NAYS: Ald. Keenleyside, Ald. Kuyek, Ald. Matthews, Ald. Timmins, Ald. Watts.

10. That, as recommended by the Public Works and the Traffic and Streets Committees at a joint meeting, a general rate by-law be initiated for construction of the first phase of the expressway, that is, the channelization and signalization of the existing traffic circle including the widening of the following approaches to the expressway:

1. Bath Road	- to 200 ft. ± West of Palace Rd.	(divided four lanes plus turning lanes)
2. Princess St.	- to 660 ft. ± West of Sir John A.	(divided four lanes plus turning lanes)
3. Princess St.	- to Regent St.	(divided four lanes plus turning lanes)

and new construction:

Concession St. Expressway	- to old Sir John A. road allowance	(northerly two lanes)

as shown on preliminary plans T-103, T-103-1, T-103-2, T-103-3, and T-336-4, all dated September, 1969, at an estimated cost of $1,098,000.

Total Estimated Cost:	$1,098,000.
Less Subsidy:	$ 798,000.
Corporation's share:	$ 300,000.

(Note: The 1969 Capital Budget Quota provision for this work is $300,000.)

(See By-Law No. 6492) *CARRIED*

11. That a by-law be presented to Council to further amend By-Law No. 6307, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1969-1973)" to re-allocate the following 1969 Capital Works Expenditures as follows:

	From	To
GENERAL RATE PROJECTS		
Fire, Legislation & Housing Committee		
Housing	$41,308.	-
LOCAL IMPROVEMENTS - Public Works		
STORM SEWERS		
- Sewer Separation:		
Area "C" Phase V (Increases Total to $110,031.)	-	$40,808.
SANITARY SEWERS		
Concession St. - Traffic Circle Easterly (Increases Total to $20,500.)	-	500.

(See By-Law No. 6500) *CARRIED*

12. That, as recommended by the Public Works Committee,

(a) it is declared desirable that the construction of storm sewers (with sanitary laterals, connections and manholes as an apportionment to the City's share) in the following streets should be undertaken as a local improvement (Area "C" - Phase V):

(i) Johnson Street, from Macdonnell to Helen Street,
(ii) Macdonnell Street, from Brock to Dundas Street,
(iii) Napier Street, from Brock to Carruthers Street, and
(iv) Toronto Street, from Johnson Street northerly 212 feet,

-and-

(b) a by-law be presented to Council to authorize the construction of storm sewers (with sanitary laterals, connections and manholes as an apportionment to the City's share) in:

(i) Johnson Street, from Macdonnell to Helen Street,
(ii) Macdonnell Street, from Brock to Dundas Street,
(iii) Napier Street, from Brock to Carruthers Street, and
(iv) Toronto Street, from Johnson Street northerly 212 feet,

at a total estimated cost of $156,079.04 under the provisions of Section 8 of *The Local Improvement Act.*

		Cost	Debenture
Owners' Share:		$ 15,961.11	$ 15,961.11
Corporation's Share:			
City Share	$94,070.31		94,070.31
Est. D.H.O. Subsidy	46,047.62	140,117.93	
TOTAL:		$156,079.04	$110,031.42

(NOTE: Upon approval of clause 11, Report No. 100, the 1969 Capital Budget Quota provision for this work will be $110,031.)

(See By-Law No. 6493) *CARRIED*

13. That, as recommended by the Public Works Committee,

(a) it be declared desirable that the construction of a sanitary sewer and services on the north side of Concession Street from 152' west of Drayton Avenue westerly 395' and including:

(i) an outlet, and

(ii) non-abutting, equally benefitting frontage on Concession Street from 34.25' west of Drayton Avenue westerly 117.45' and from 547' west of Drayton Avenue westerly 57.41'

should be undertaken as a local improvement,

-and-

(b) a by-law be presented to Council to authorize the construction of a sanitary sewer and services on the north side of Concession Street from 152' west of Drayton Avenue westerly 395' and including:

(i) an outlet, and

(ii) non-abutting, equally benefitting frontage on Concession Street from 34.25' west of Drayton Avenue westerly 117.45' and from 547' west of Drayton Avenue westerly 57.41'

at a total estimated cost of $20,500.00 under the provisions of Section 8 of *The Local Improvement Act.*

Report No. 100 - Finance and Accounts Committee (cont'd)

13. (cont'd)

(b) (cont'd)

		Cost	Debenture
Owners' Share:			
Sewer Main	$19,668.44		
Services	831.56	$20,500.00	$20,500.00
City's Share		nil	
TOTAL:		$20,500.00	$20,500.00

(Note: Upon approval of clause 11, Report No. 100, the 1969 Capital Budget Quota provision for this work will be $20,500.)

(See By-Law No. 6486) *CARRIED*

14. That, as recommended by the Traffic and Streets Committee, a by-law be presented to Council to authorize the execution of an agreement with St. Lawrence College of Applied Arts and Technology to accept their following offer:

"That the College will transfer to the City, 30 feet of frontage on the north side of King Street and property as follows on Portsmouth Avenue: Parcel 1 - lying on lots 1, 2 and 3 between Curtis Crescent and the first house known as 160 Portsmouth Avenue, an area 33 feet by 80 feet; Parcel 2 - lying to the south of the first house and extending to the second house known as 134 Portsmouth Avenue on lot 9 having a width of 33 feet and a length of 266 feet; Parcel 3 - lying to the south of the house on lot 9 and extending southerly to King Street with a width of 46 feet.

This property, representing approximately 1.72 acres, will be deeded to the City by the College in consideration for transfer by the City to the College of the property known as 160 Portsmouth Avenue or lot 4 having a frontage of 76 feet. It is understood that the City will retain 33 feet of width of lot 4 and will remove the existing structure and dispose of all debris on the property at no cost to the College.

It is the intention of the College to eventually proceed with acquisition of the property known as 134 Portsmouth Avenue on lot 9 and to remove the existing structure on that property when it is economically feasible for the College to do so, and that the College will deed to the City 9 feet, more or less, of width of Lot 9 to the City."

(See By-Law No. 6489) *CARRIED*

Letter tabled (from Dr. Deutsch) by Mayor Swain. (See Item 16 - Communicat

15. That the formation of a Liaison Committee between the City of Kingston and Queen's University in accordance with the terms of reference recommended by the *Ad Hoc* Committee be approved;

-and-

That Alderman W. T. J Cook, Alderman K. A. Keyes and Mr. T. J. McKibbin, with Alderman G. W. Vosper as "Alternate" be appointed as the City Council's representatives on the Liaison Committee for the balance of 1969 and for 1970.

(NOte: (a) This item is not for publication until the recommendations are approved by Queen's University and City Council.

(b) Copy of Ad Hoc Committee's recommendations distributed to each member of Council with the Finance Committee "Addenda".)

CARRIED 10:4

Report No. 100 - Finance and Accounts Committee (cont'd)

16. That List of Accounts No. 10, dated October 31, 1969, in the amount of $3,218,198.95 for expenditures incurred under proper authorization be confirmed.

> *(Note: Copy of List of Accounts distributed to the members of Council with Finance "Addenda").*

CARRIED

17. That, as recommended by the Parks, Recreation and Property Committee, the following budget appropriation transfer be approved:

	Increase	Decrease
EXPENDITURES		
PARKS DEPARTMENT		
TREE TRIMMING		
- Wages	$1,200.	-
OTHER GENERAL PARKS	1,000.	-
PARKS ADMINISTRATION - GENERAL		
- Heat, Light & Water	-	$1,000.
RECREATION DEPARTMENT		
BATH HOUSE & BEACH OPERATIONS		
- Wages:		
Lifeguards & Instruction	2,800.	-
CONTRIBUTION FROM CURRENT FUND		
- Porta Pool	1,300.	-
PLAYGROUNDS	-	500.
RINKS (Outdoor)	-	1,000.
GENERAL RECREATION		
- Instruction Charges	-	500.
CITY PROPERTY		
ACQUISITION & OPERATION OF EQUIPMENT		
- New Equipment	-	400.
LANDS & BUILDINGS		
- Building Maintenance	-	400.
- Renovations & Alterations	-	400.
	$6,300.	$4,200.
REVENUE		
SUBSIDIES - ONTARIO		
Parks Centre Board	$2,100.	-
	$4,200.	$4,200.

CARRIED

18. That, as recommended by the Industrial Commission, a by-law be presented to Council to authorize the execution of an agreement with Allan M. Carlyle, Trustee, Montreal, Quebec, to grant him for the sum of $100.00, an option-to-purchase approximately seven acres of land, being Part of Farm Lot 22, Concession III, City of Kingston, shown outlined in red on sketch plan presented to the Industrial Commission at their meeting held October 30, 1969, on the following conditions:

    1. The purchase price of the said land shall be the sum of $1,200. per acre and shall be paid in cash on acceptance of the option.

Report No. 100 - Finance and Accounts Committee (cont'd)

18. (cont'd)

2. The optionee shall pay survey costs not to exceed $70.00 and all costs for servicing the said lands, namely, road, sewer, water, culvert and driveway ramp.

3. Within two years from obtaining title to the property the Company shall have substantially completed a building of 16,800 square feet.

4. The option shall be exercised on or before February 10, 1970, in order that the City may have time to include in its capital budgeting funds for servicing the lands. If not exercised by February 10, 1970, the option shall be ended and the $100. shall be retained by the City.

(See By-Law No. 6501) *CARRIED*

19. That, as recommended by the Industrial Commission, a by-law be presented to Council to authorize the execution of an agreement with A. R. Monty, Trustee, Sherbrooke, Quebec, to grant him for the sum of $100.00, an option-to-purchase 6.7 acres, more or less, of land, being Part of Farm Lot 22, Concession III, City of KIngston, on the following conditions:

1. The purchase price of the said land shall be the sum of $1,200. per acre and shall be paid in cash on acceptance of the option.

2. The optionee shall pay for survey and all costs for servicing the said lands, namely, road, sewer, water, culvert and driveway ramp.

3. Within two years from obtaining title to the property the Company shall have substantially completed a building of 30,000 square feet.

4. The option shall be exercised on or before February 10, 1970, in order that the City may have time to include in its capital budgeting funds for servicing the lands. If not exercised by February 10, 1970, the option shall be ended and the $100. shall be retained by the City.

(Note: This property is immediately to the east of the Carlyle option).

(See By-Law No. 6502) *CARRIED*

20. That the following budget appropriation amendments be approved:

	Increase	Decrease
EXPENDITURES		
Parks		
General Parks Wages	$4,000.	-
Tree Trimming Wages	1,000.	-
City Marina		
Contributions from Current Revenue	-	$5,000.
Parks Development	2,200.	-
REVENUE		
Licenses & Permits		
Building Permits	2,200.	-
Parks Expenditures		
General Parks Salaries	1,000.	-
General Recreation Salaries	500.	-
Lake Ontario Park - Admin. Salaries	500.	-

Report No. 100 - Finance and Accounts Committee (cont'd)

20. (cont'd)

REVENUE (cont'd)	Increase	Decrease
Legislation		
Registry Office	-	$2,000.
Parks		
Elm Tree Removal	$5,000.	-
Sundry Other Revenues		
Sale of Properties	-	5,000.

CARRIED

21. That, as recommended by the Parking Authority, a by-law be presented to Council to authorize the construction of a parking lot on the old fire hall site owned by the City on the north side of Brock Street, between Barrie Street and Clergy Street, at a total estimated cost of $20,000.

(Note: There is provision for this amount in the 1969 Capital Budget Quota).

(See By-Law No. 6504) *CARRIED*

22. That By-Law No. 6500, "A By-Law to Amend By-Law No. 6307, 'A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1969-1973)' (Revision No. 6)" be amended to also re-allocate the following 1969 Capital Works Expenditures as follows:

	From	To
GENERAL RATE PROJECTS		
Finance		
- Unallocated	$10,000.	-
Public Works		
- Storm Sewers		
Railway Street Fire Hall property	-	$ 5,000.
- Sidewalk Reconstruction General	-	95,000.
SPECIAL ASSESSMENT		
Parking Lot:		
Brock Street	90,000.	-

(See By-Law No. 6500) *CARRIED*

23. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the construction of a storm sewer on City property from the City Yard southerly 160 feet (east of the Railway Street Fire Station) at an estimated total cost of $7,500. as a charge to the General Rate.

Total Estimated Cost	$7,500.
Less Estimated D.H.O. Subsidy	2,500.
Net to be Debentured:	$5,000.

(Note: Upon approval of clause 22, Report No. 100, the 1969 Capital Budget Quota provision for this work will be $5,000.)

(See By-Law No. 6504) *CARRIED*

Report No. 100 - Finance and Accounts Committee (cont'd)

24. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize sidewalk reconstruction work in accordance with list attached as Schedule "A" to Finance Committee Meeting No. 48, held November 10, 1969, at a total estimated cost of $101,418.50 as a charge to the General Rate.

Total Estimated Cost	$101,418.50
Less Estimated D.H.O. Subsidy	6,418.50
Net Amount to be Debentured:	$ 95,000.00

(Note: Upon approval of clause 22, Report No. 100, the 1969 Capital Budget Quota provision for this work will be $95,000.)

(See By-Law No. 6505) *CARRIED*

Respectfully submitted,

(signed) *E. V. Swain* (CHAIRMAN)
K. Keyes
W. T. J. Cook
K. W. Matthews
G. N. Speal

UNFINISHED BUSINESS

Ald. Keyes stated that Radio Station CKWS had released his taped comments on the purpose and accomplishments of the Liaison Committee prior to the agreed time of release - after this Council meeting. He stated further that he had learned a lesson, i.e., say nothing until after the fact rather than preparing ahead of time to save time. He stated that this had been an error on his part and he apologized. He suggested that a meeting with the administrative staff, of all the news media be arranged to discuss the subject of press releases.

Ald. Meister stated that he was concerned about the statements appearing in the Whig-Standard re: upsetting negotiations in the bus strike. He stated that the only time negotiations were carried on was when there was pressure applied by Council. He stated further that no negotiating meeting had been held since the last Council meeting and that the only signs of action were statements and advertisements printed in the newspaper by the Public Utilities Commission. He suggested that all the action should be behind closed doors at the bargaining table.

Ald. Meister stated further that he was shocked at the suggestion of the Mayor that a secret vote be held by the bus drivers to determine if they wished to return to work. He asked if secret ballots had been held by the Public Utilities Commission when they had voted concerning the acceptance of the Union offers.

Ald. Meister stated also that the people had approved of the transit system being operated by the Public Utilities Commission and he asked if any members of the Commission had raised the question of ownership of the transit system, and if so, who were these members? He asked further if the Commission were trying to get rid of the responsibility of operating the transit system or were they negotiating with the Union.

Mayor Swain stated that the Public Utilities Commission had taken NO action to rid itself of the transit operations and that the Commission's Negotiating Committee were prepared to meet with the Union representatives.

He stated further that it was his belief if the question was submitted again to the people that there would be no bus system as a result.

He also stated that the suggestion that Council take the bus operations back had been rejected by the Commission.

Mayor Swain further stated that his remarks concerning the "ballot" were not withdrawn since it was just a suggestion and since this was still his view.

UNFINISHED BUSINESS (cont'd)

Ald. Kuyek stated that she was concerned that the only spokesman quoted by the newspaper is the Mayor. She stated that she believed the actions of the Public Utilities Commission and the Mayor were bordering on unfair labour practices. She stated further that the proposals to the Commission for changes in the bus operations, such as the cutback in hours of operation, were ill-timed. Ald. Kuyek suggested that the matter of the bus strike should be considered by the members of Council since negotiations presently were not being carried on.

Ald. Kuyek stated that she would present a motion to Council at this meeting to consider the matter of the bus strike.

Mayor Swain stated that a meeting of the International Bridge Committee would be held on Monday, November 17, 1969, at 10:00 a.m. in the office of the Treasurer of Ontario in Toronto.

Ald. Speal stated that, due to other commitments, he would not be able to attend the meeting.

In answer to a question from Ald. Watts, Ald. Keyes stated that the Public Works Committee would be discussing new methods of "solid waste disposal" at their meeting to be held on November 17, 1969, which the City of Hamilton are adopting and, that on November 18, 1969, a meeting with Government officials was scheduled to discuss "Madison" incineration. Ald. Keyes further stated that the Government does not think that the City should go to incineration of garbage because of other alternative methods available at less cost.

BY-LAWS

Council consented to the addition of By-Laws 18 to 23 for presentation to Council.

(a) Moved by Ald. Matthews,
Seconded by Ald. Cook,

That By-Laws 1 to 12, and 18 to 22 receive their first reading.

CARRIED

(b) Moved by Ald. Cook,
Seconded by Ald. Meister,

That Council resolve itself into a Committee of the Whole to give By-Laws 2 to 12, and 18 to 22 their second reading.

Ald. Keenleyside, Chairman.

CARRIED

(c) Moved by Ald. Meister,
Seconded by Ald. Speal,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

(d) Ald. Keenleyside reported that By-Laws 2 to 12, plus 18 to 22 had been considered in the Committee of the Whole and had received their second reading.

(e) Moved by Ald. Speal,
Seconded by Ald. Keyes,

That Rule 35 be suspended for the purpose of giving By-Laws 7 to 12, plus 18 and 19 their third reading.

CARRIED

(See following motion which was Lost)

(f) Moved by Ald. Matthews,
Seconded by Ald. Kuyek,

That the motion of Ald. Speal and Ald. Keyes be amended to read "That Rule 35 be suspended for the purpose of giving By-Laws 7 to 10, 12, plus 18 and 19 their third reading." *LOST 5;9*

(g) Moved by Ald. Keyes,
Seconded by Ald. Speal,

That By-Laws 7 to 19, plus 23, be given their third reading.

CARRIED

(1) A By-Law to Authorize the Execution of an Agreement with St. Lawrence College of Applied Arts and Technology (Land Exchange - Portsmouth Avenue and King Street).

(FIRST READING) (PROPOSED NO. 6489)
Clause 14, Report No. 100

FIRST READING - CARRIED 14:0

(2) A By-Law to Authorize the Execution of an Agreement with Hemlock Park Dairy Limited (Storm Water Sewer Connection - 322 Brock Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6490)
Clause 4, Report No. 95

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(3) A By-Law to Amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" (Storm Water Sewer Connection - Hemlock Park Dairy Limited - 322 Brock Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6491)
Clause 4, Report No. 95

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(4) A By-Law to Authorize the Construction of Phase I of the Expressway. (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6492)
Clause 10, Report No. 100

FIRST READING - CARRIED 10:4
SECOND READING - CARRIED 10:4

(Ald. Keenleyside, Ald. Kuyek, Ald. Matthews, Ald. Timmins opposed)

(5) A By-Law to Authorize the Construction of Certain Storm Sewers under the Provisions of Section 8 of *The Local Improvement Act* (Area "C" - Phase V).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6493)
Clause 12, Report No. 100

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(6) A By-Law to Authorize the Construction of a Sanitary Sewer and Services in Concession Street from 152 Feet West of Drayton Avenue Westerly 395 Feet, with Outlet, Under the Provisions of Section 8 of *The Local Improvement Act.*

(FIRST AND SECOND READINGS) (PROPOSED NO. 6494)
Clause 13, Report No. 100

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(7) A By-Law to Amend By-Law No. 7, "A By-Law to License and Regulate Certain Trades" (Regulation for Self Service Laundries).

(THREE READINGS) (PROPOSED NO. 6495)
Clause 1, Report No. 99

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(8) A By-Law to Amend By-Law No. 6451, "A By-Law to Authorize the Execution of an Agreement with Queen's University at Kingston (Steam Line to West Campus)" (License Fee).

(THREE READINGS) (PROPOSED NO. 6496)
Clause 3, Report No. 100

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(9) A By-Law to Authorize the Execution of an Agreement with McGinnis & O'Connor Limited to Amend Contract 69-8W for Paving and Resurfacing (Extend Completion Date).

(THREE READINGS) (PROPOSED NO. 6497)
Clause 6, Report No. 100

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(10) A By-Law to Authorize the Execution of an Agreement with Marshall & Merrett, Stahl, Elliott and Mill, Architects (Police Headquarters Plans & Specifications).

(THREE READINGS) (PROPOSED NO. 6498)
Clause 8, Report No. 100

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(11) A By-Law to Authorize the Execution of an Agreement with Her Majesty the Queen, Represented by the Minister of Highways (Expressway & Local Roads from Traffic Circle Area to Montreal Street).

(THREE READINGS) (PROPOSED NO. 6499)
Clause 9, Report No. 100

FIRST READING - CARRIED 10:4
SECOND READING - CARRIED 10:4
(Ald. Keenleyside, Ald. Kuyek, Ald. Matthews & Ald. Timmins opposed)
THIRD READING - CARRIED 11:3
(Ald. Keenleyside, Ald. Kuyek & Ald. Timmins opposed)

(12) A By-Law to Amend By-Law No. 6307, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1969-1973)" (Revision No. 6).

(THREE READINGS) (PROPOSED NO. 6500)
Clause 11, Report No. 100

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(13) A By-Law to Authorize the Execution of an Agreement with Vachon Incorporated (Industrial Site - Elliot Avenue).

(THIRD READING) (NO. 6435)
Clause 9, Report No. 78

THIRD READING - CARRIED 14:0

(14) A By-Law to Authorize the Sale of City Owned Land on the South Side of Elliot Avenue to Vachon Incorporated (Industrial Site).

(THIRD READING) (NO. 6436)
Clause 9, Report No. 78

THIRD READING - CARRIED 14:0

(15) A By-Law to Authorize the Execution of an Agreement with Ruliff Grass Limited for the Construction of New Raw Water Intake and the Installation of Pumping Equipment and Drainage System for Sewage Treatment Plant. (Contract 69-11W).

(THIRD READING) (NO. 6455)
Clause 1, Report No. 81

THIRD READING - CARRIED 14:0

(16) A By-Law to Authorize the Execution of an Agreement with Dr. G. H. Ettinger (Lease - Cottage Lot, Township of Pittsburgh).

(THIRD READING) (NO. 6471)
Clause 16, Report No. 87

THIRD READING - CARRIED 14:0

(17) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 88).

(THIRD READING) (NO. 6473)
Clause 1, Report No. 88

THIRD READING - CARRIED 14:0

(18) A By-Law to Authorize the Execution of an Agreement with Allan M. Carlyle, Trustee (Option-To-Purchase: 7 Acres of Part of Farm Lot 22, Concession III - Industrial Site).

(THREE READINGS) (PROPOSED NO. 6501)
Clause 18, Report No. 100

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(19) A By-Law to Authorize the Execution of an Agreement with A. R. Monty, Trustee (Option-To-Purchase: 6.7 Acres of Part of Farm Lot 22, Concession III - Industrial Site).

(THREE READINGS) (PROPOSED NO. 6502)
Clause 19, Report No. 100

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(20) A By-Law to Authorize the Construction of a Parking Lot on the North Side of Brock Street between Barrie and Clergy Streets (Old Fire Hall Site).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6503)
Clause 21, Report No. 100

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(21) A By-Law to Authorize the Construction of a Storm Sewer on City Property from the City Yard Southerly 160 Feet to the East of the Railway Street Fire Hall (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6504)
Clause 23, Report No. 100

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(22) A By-Law to Authorize the Reconstruction of Certain Sidewalks (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6505)
Clause 24, Report No. 100

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(23) A By-Law to Authorize the Preparation of Plans and Specifications for a New Police Office. (General Rate).

(THIRD READING) (NO. 6352)
Clause 6, Report No. 51

THIRD READING - CARRIED 14:0

MOTIONS:

(1) Moved by Ald. Kuyek,
Seconded by Ald. Meister,

That Council resolve itself into a Committee of the Whole for the purpose of discussing possible roles for Council in assisting both parties in resolving the bus dispute.

Ald. Keyes, Chairman.

CARRIED 9:5

(2) Moved by Ald. Speal,
Seconded by Ald. Matthews,

That Council rise from the Committee of the Whole and the Chairman report.

CARRIED

Ald. Keyes, Chairman of the Committee of the Whole, reported that the following motion had been adopted by the Committee of the Whole:

"Moved by Ald. Cook,
Seconded by Ald. Brightman,

That Council request the Public Utilities Commission and Local 291, C.B.R.T. & G.W. to resume negotiations commencing Wednesday, November 12th, at 1 p.m.: said negotiations to continue for three days of at least four hours' duration per day. If in the opinion of both parties progress is not made after 12 hours of negotiations, the parties request a mediator to enter the negotiations.

CARRIED"

(3) Moved by Ald. Kuyek,
Seconded by Ald. Matthews,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 11:19 P.M.

(L.S.)

(signed) *T. J. McKibbin,*
CLERK-COMPTROLLER.

(signed) *E. V. Swain,*
MAYOR.

CITY COUNCIL MEETING NO. 23

The Regular Meeting of City Council Will be Held in the Council Chamber on Monday, November 24, 1969, at 8:00 p.m.

ROLL CALL

TABLING OF DOCUMENTS

(1) Copy of Vol. 1, No. 1 of *Newsletter* of The Children's Aid Society of the City of Kingston and County of Frontenac.

(2) Copy of *Remarks By Honourable Robert Andras, Federal Minister Responsible for Housing at Israel Bond Campaign Dinner in Honour of Leaders of Toronto Construction Industry, November 5, 1969.*

(3) Copy of Book entitled *TY-EN-DIN-AGA* by Amy Huggard, from the Author.

(4) Copies of the following Canadian Housing Design Council booklets, courtesy of the Social Planning Council of Kingston and District:

- (a) *The Family Years*, 1965,
- (b) *Housing in Cities*, 1964,
- (c) *The Architecture of Urban and Suburban Development*, by Ian Maclennan, 1964,
- (d) *Awards 1964*, 1965, and
- (e) *Canada Logement-type Housing Design*, 1967.

(Note: Copies distributed to each member of Council on November 14, 1969).

(5) Copy of Monthly Statement of Expenditures of The Children's Aid Society of the City of Kingston and County of Frontenac for the period January 1 to October 31, 1969.

(Note: Copy of Statement distributed to the members of Council with this Agenda

(6) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to September, inclusive, 1969:

	1968 Jan. to Sept.	1969 Jan. to Sept.
REVENUE	$391,134.	$386,559.
EXPENDITURES		
Total Operating Expenses	$528,433.	$535,127.
Less Revenue:	(-)391,134.	(-) 386,559.
NET OPERATING DEFICIT:	$137,299.	$148,568.
Plus:		
Pro-Rated Debenture Charges	(+) 73,301.	(+) 74,546.
TOTAL DEFICIT FOR PERIOD:	$210,600.	$223,114.

(NOTE: Current Adult Fare Schedule introduced July 2, 1969, and Current Student Fare Schedule introduced September 1, 1968).

(7) Copy of Statement of Canada Permanent Trust Company of the S.M. Polson Estate as at October 3, 1969.

MINUTES

That the minutes of:

City Council Meeting No. 20, held October 27, 1969,
City Council Meeting No. 21, held November 3, 1969, and
City Council Meeting No. 22, held November 10, 1969,

be adopted as printed.

COMMUNICATIONS

To be Filed:

(1) From Mrs. Jean Schwenger, stating:

> *"At the Council meeting on November 10th, it was stated that the Association of Women Electors had submitted a list of questions on the expressway. I wish to correct this statement and would appreciate it being recorded in the correspondence.*
>
> *The list of questions was submitted by a group of private citizens to one Alderman to use as he saw fit. It is obvious I did not make myself clear to him. I regret this misunderstanding has arisen and would appreciate the record being set straight.*
>
> *The Association of Women Electors have never submitted an unsigned letter or document to City Hall and neither has the Association taken any position concerning the expressway."*

(2) From the City of Port Arthur, notifying that Kingston's resolution (R.65(1)69) concerning the Ontario Law Reform Commission Report covering the relation of the landlord and tenants was endorsed.

(3) From Mr. Syl Apps, M.P.P., Kingston and the Islands, acknowledging receipt of Council's resolution (R.98(1)69) pertaining to the preservation of historical buildings and notifying that this appears to be an excellent resolution and that he will support it in any way he can.

(4) From the City of Galt, notifying that Kingston's resolution (R.83(1)69) concerning Social Services payments under the General Welfare Assistance Act was filed.

(5) From Mr. D. L. Hardtman, Q.C., City Solicitor, reporting on the proceedings at the Hearing before the Ontario Municipal Board held November 4 and 5, 1969, on zoning By-Law No. 6285 - Sydenham Ward Urban Renewal Area, and stating that the Board:

(a) was not prepared to approve By-Law No. 6285 if it included Section 27 dealing with buildings in Sydenham Ward deemed to be of special architectural or historical importance, and

(b) was "reserving its decision" on the remainder of the by-law.

(6) From the City of Barrie, notifying that they have endorsed Kingston's resolution (R.83(1)69) concerning increased rental allowance under the General Welfare Assistance Act.

(7) From the City of St. Catherines, acknowledging receipt of Council's resolution (R.99(3)69) requesting broader powers for municipalities to control unnecessary noise and notifying:

(a) that they received a similar resolution from the City of Sarnia, and

(b) that their Council did not take any action other than to receive the communication.

(8) From the Community Planning Branch, Department of Municipal Affairs, acknowledging receipt of Council's resolution (R.98(1)69) in respect of the need for legislation for municipalities, and perhaps for the Provincial Government, to take steps to protect and preserve buildings of architectural and historic merit, and notifying that the subject is under consideration and that the resolution will be helpful in completing their discussions on the question.

COMMUNICATIONS (cont'd)

To be Referred to the Fire, Legislation and Housing Committee and the Police Commission:

(9) From the Town of Stoney Creek, requesting that their following resolution be endorsed:

> *"WHEREAS the Council of the Corporation of the Town of Stoney Creek recognizes the growing trend towards civil disobedience and the lack of respect for law;*
>
> *AND WHEREAS the Council of the Corporation feels that the laws respecting civil disobedience should be rigidly enforced by the police and the courts;*
>
> *NOW THEREFORE the Council of the Corporation of the Town of Stoney Creek resolves as follows:*
>
> *THAT the Council go on record as requesting the Attorney General of the Province of Ontario to vigorously enforce the laws respecting illegal gatherings and civil disobedience."*

To be Referred to the Finance and Accounts Committee:

(10) From the Association of Women Electors of Kingston Area commending the City for its actions taken to protect the public interest in the harbour and requesting:

(a) that they be given documentation on the closing and sale of the foot of Princess Street to Holiday Inn, and

(b) that they be granted permission to make a copy of the plans by Mr. A. C. Briggs.

PETITIONS

REPORTS

REPORT NO. 101

To the Mayor and Members of Council Kingston, November 18, 1969

The Traffic and Streets Committee reports and recommends as follows:

1. That by-laws be presented to Council to amend By-Law No. 24 (Traffic By-Law) and By-Law No. 495 (Meter By-Law) to provide:

   (a) That where authorized signs to that effect are displayed no pedestrian shall enter or cross upon the Bath Road roadway between Sir John A. Macdonald Boulevard and Queen Mary Road except at designated crosswalks;

   (b) That where authorized signs to that effect are displayed no pedestrian shall enter or cross upon the roadway of Sir John A. Macdonald Boulevard between Counter Street and King Street except at designated crosswalks;

   (c) That, as requested by Kingston General Hospital,

      (i) the existing meters on both sides of Stuart Street between Lower University and George Street be converted to two hour duration at 10¢ per hour;

      (ii) the existing meters on the east side of George Street between Stuart Street and Okill Street be converted to two hour duration at 10¢ per hour;

      (iii) the 10 meters to be installed in the near future on the south side of Okill Street between King Street and George Street be two hour duration at 10¢ per hour; and

      (iv) meters be installed on the north side of King Street between Lower University and Okill Street with a two hour duration at 10¢ per hour. NOTE: (K.G.H. had requested four hour duration and 5¢ per hour);

   (d) That, as requested by the owner, the 30 minute parking limit in front of 57 Mack Street be removed;

   (e) That, as requested by Shales Hobby Supplies, the first 12 minute meter on the west side of Division Street north of Queen Street be converted to a half-hour meter; and

   (f) That, as recommended by the Public Works Committee, the bus stop on the south side of King Street and just east of Alwington Place be relocated to the area of pavement widening 280 feet east of its present location to eliminate the need for shoulder maintenance.

2. That, as an extra to the 1969 Street Lighting Program, street lighting be installed -

   (a) on William Street between University Avenue and Barrie Street at an estimated cost of $1,315., such lighting to consist of seven 175 Watt Mercury Vapour lights and two 400 Watt Mercury Vapour lights on wood poles with overhead wiring at an estimated annual operating cost to the City of $217.37 as shown on Drawing No. 54-0-227/238; and

   (b) on Earl Street between University Avenue and Collingwood Street at an estimated cost of $1,950., such lighting to consist of ten 175 Watt Mercury Vapour lights and four 400 Watt Mercury Vapour lights on wood poles with overhead wiring at an estimated annual cost to the City of $256.91 as shown on Drawing No. 54-0-227/238.

3. BATH ROAD AND QUEEN MARY ROAD

That a by-law be presented to Council to amend By-Law #24 (Traffic By-Law) to provide for the installation of a traffic signal light at the intersection of Bath Road and Queen Mary Road.

Respectfully submitted,

CHAIRMAN.

Parks, Recreation and Property Report No. 102

November 17, 1969

To the Mayor and Members of Council

Gentlemen:

The Committee on Parks, Recreation and Property recommends as follows -

1. That the following accounts be paid -

Bob Londry Electric Ltd - $853.00 - electrical work at Lake Ontario Park
Graves Bros - $558.00 - repairs to City Hall boilers

Respectfully submitted,

Chairman

Public Works Report No.103

November 17, 1969

To the Mayor and Members of Council

Gentlemen:

The Public Works Committee recommends as follows -

1. That the account of M.Smilsky Ltd., in amount of $900.00 for the supply of sod, be paid.

2. That the following resolution of the City of London be endorsed -

THAT WHEREAS by an Order-in-Council dated the 21st day of June, 1917, and by an Order-in-Council dated the 13th day of June, 1918, the Lieutenant-Governor did direct that the Suburban Roads Commission with respect to the suburban county roads adjacent to the City of London, be selected as provided by Section 17 of The Ontario Highways Act (1915) to be known as the London Suburban Roads Commission;

AND WHEREAS the said London Suburban Roads Commission has been in existence until the present time;

AND WHEREAS in the absence of other established criteria, a major factor in determining the extent of the London Suburban Roads system has been the availability of funds derived from the maximum City contribution of 0.5 mills;

AND WHEREAS the Corporation of the City of London feels that this method results in a gross injustice to the citizens of London since roads beyond London's boundaries are developed while the funds required to maintain the streets within the City boundaries in a satisfactory manner are lacking;

AND WHEREAS Section 71 of The Highway Improvement Act provides, in effect, that the Corporation of the City of London "shall" contribute up to 0.5 mills per annum to the London Suburban Roads Commission;

THEREFORE, BE IT RESOLVED that the Government of the Province of Ontario, through the Minister of Highways, be advised of the very strenuous objections of the City of London to the requirement that it must contribute to the road construction and maintenance program of the London Suburban Roads Commission, regardless of the limiting effect this requirement may have on the capacity of the City to finance needed road improvements within the municipality;

AND FURTHER that the Government of Ontario be urged to introduce legislation at the earliest possible date to make contributions to the suburban roads expenditures by "separated cities and towns" permissive and within the discretion of the Councils of such municipalities rather than obligatory as they are under existing suburban roads legislation;

AND THAT copies of this resolution be forwarded to the Minister of Highways, the Association of Ontario Mayors and Reeves, the local Members of the Provincial Parliament, and to all cities and separated towns in the Province of Ontario, with the request for their endorsation, it being pointed out that in 1968 the City Council adopted the long term policy of objecting to the City's contribution towards Suburban Roads Expenditures and it is deemed advisable to reaffirm the City's stand at this time, in light of the worsening situation.

3. That the services, excluding the Public Utilities Commission's services, constructed in the Green Farm Subdivision, being Part of North Half of Lot 17, Concession I, City of Kingston, under Agreement with W.A.Higgins, Trustee, dated June 22, 1964, be accepted for future maintenance by the City of Kingston, since the deficiencies have been corrected except where seasonal conditions warrant deferment until 1970.

NOTE (The City holds Subdivider's deposit in adequate amount to complete the correction in 1970. Top soiling of boulevards is in dispute.)

Respectfully submitted,

Chairman

REPORT NO. 104

To the Mayor and Members of Council Kingston, November 20, 1969

The City of Kingston Planning Board reports and recommends as follows:

1. That, whereas Section 10(2) of the Planning Act states that:

   "No plan shall be recommended for adoption unless it is approved by a vote of the majority of all the members of the Planning Board.";

   And Whereas at a meeting of the Planning Board held on November 20, 1969, the motion for an amendment of the Official Plan for the Clyde Farm area was lost; (the vote was: For: 2 Against: 4):

   Therefore the application of Mr. Belman for a change in the designation of that parcel of land being part of Farm Lot 20, Concession 3, which lies north of Counter Street, west of the proposed extension of Sir John A. Macdonald Boulevard and south of the C.N.R. tracks, from Industrial to Residential, be rejected.

   Note: Section 14(2) of the Planning Act reads:

   > "Before approving an amendment or repeal initiated by Council, the Minister may require that a report of the Planning Board be obtained in respect of the proposal and if the Planning Board does not concur in the proposal the Minister shall not approve the amendment or repeal unless it has been adopted by a vote of two-thirds of all the members of the Council."

2. That, as recommended by the Industrial Commission, a by-law be presented to Council to amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" by adding the following section:

   "Notwithstanding the M3 regulations concerning minimum lot area in Section 16.2.5 and minimum lot width in Section 16.2.6, on a parcel of land consisting of two acres, more or less, with a frontage of 208 feet on the south side of Dalton Avenue immediately to the east of Acme Window Cleaners, a building may be constructed and used for builders' supply and storage yards and the said land may be used in conjunction therewith."

Respectfully submitted,

REPORT NO. 105

Kingston, Ontario,
November 21, 1969.

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That the following resolution of the City of Owen Sound be endorsed:

   "THAT WHEREAS it is becoming apparent each year that persons, upon reaching the age of eighteen years, are expected to assume adult responsibility; and

   WHEREAS it is the belief of many that if persons of eighteen years of age are to assume adult responsibility, they should be given the right to cast their ballots in elections; and

   WHEREAS it is apparent that the Government of Canada is about to enact legislation to lower the voting age from twenty-one years to eighteen years for Federal Elections;

   THEREFORE BE IT RESOLVED that the Council of the City of Owen Sound petition the Government of the Province of Ontario to introduce legislation which will enable persons, upon reaching the age of eighteen years, to vote at Municipal Elections."

   (Ald. Timmins opposed)

2. That, as recommended by the Sub-Committee to Investigate the Advisability of Establishing an Emergency Telephone Number in Kingston and Area, the information gathered by the Sub-Committee be tabled for use at some future date, since it is premature for the City of Kingston to establish an Emergency Telephone Number "911" System at this time, for the following reasons:

   1. The system cannot be limited to the City of Kingston only. All of the present Kingston Exchanges would have to be included, and persons in any of the surrounding areas who can call to Kingston with no toll charge, would be able to call in on the emergency number.

   2. Negotiations would have to be carried on with the surrounding Townships and communities, and this would no doubt involve a considerable length of time.

   3. The telephones presently being used by the various departments would have to be maintained; so there would be no saving in present telephone requirements.

   4. At the present time, persons in an emergency situation can obtain assistance by dialing "0" to contact the Bell Canada Operator.

   5. The operating costs of between $48,000 and $60,000 per year would be an added burden to the taxpayer.

3. That, since the Regional Assessment Commissioner has advised the Fire, Legislation and Housing Committee that in the year 1970 the Regional Assessment Department will be faced with a tremendous task in working under a new Assessment Act, the training and organization of staff, the improvement of assessment records and procedures for many of the municipalities which are now in the region, the elimination of problems that will arise from the first year of the use of data processing equipment and records, and that further staff would have to be available to handle the many changes in records that would be necessitated by a change in ward boundaries;

And since, if such a change in ward boundaries was to become effective in 1970, additional City Hall staff and data processing costs in an estimated amount of $8,000 would have to be incurred by the City in 1969, it being noted that an immediate change in ward boundaries could not be recommended without the preparation of a voters' list based on the roll returned on September 30, 1969;

And since there is no assurance that if the City did immediately commence the preparation of a voters' list and make recommendation to the Province by a deadline of February 28, 1970, the Province would be in a position to approve the additional staff that would be required by the Regional Assessment Department in view of their many other problems arising from the assessment takeover in 1970;

And since, by deferring revisions of ward boundaries until the fall of 1970, the government policy on lowering the voting age to eighteen years may be known and could be taken into account in a 1970 revision:

Therefore be it resolved that the Association of Women Electors be notified that for the foregoing reasons it is not proposed to recommend a change in ward boundaries at this time, but it is agreed that the office of the Regional Assessment Commissioner be requested to recommend by November 30, 1970, a revision of existing ward boundaries to provide a more equitable distribution of voters among the seven wards of the City, and the undertaking of Council be given that a recommendation of the 1969 Council will be made to the 1970 Council on ward boundaries for an application to the Ontario Municipal Board by February 28, 1971, so that for the 1972 municipal election there would be ward representation in accordance with voting population;

And further, that it be the policy of the Council of the Corporation of the City of Kingston to base ward boundaries on the principle of equality of representation of votes, such boundaries to take into account actual existing population and existing population from dwelling units under construction, and not projected development.

4. That, as requested by the Kingston Safety Council, the week of December 1 to December 7, 1969, be proclaimed as "Safe Driving Week" in Kingston.

5. That the following resolution of the City of Galt be amended with the addition of the following words - "and that such census set out the number of dogs and the number of bitches separately" - and that the resolution, as amended, be endorsed:

"WHEREAS the Assessment Act, Section 20, Subsection 2, provides that the Assessor shall set down the particulars in separate columns as follows:

Column 29 - Number of Dogs and Number of Bitches;

AND WHEREAS Bill 205, being The Assessment Act, 1968-69, which has received first reading of the Provincial Legislature, does not provide for the recording of information as set out in Section 20, Subsection 2, Column 29 of the present Assessment Act;

AND WHEREAS the absence of such information would seriously handicap the licensing and control of dogs in the City of Galt;

THEREFORE BE IT RESOLVED that the Minister of Municipal Affairs be requested to include in Bill 205 the provision for the taking of a dog census, "and that such census set out the number of dogs and the number of bitches separately"."

Respectfully submitted,

CHAIRMAN

REPORT NO. 106

To the Mayor and Members of Council Kingston, November 19, 1969

The Committee on Finance and Accounts reports and recommends as follows:

1. That the following resolution of the City of Barrie be endorsed:

> *"THAT WHEREAS the Province of Ontario have indicated the resident property tax reduction system will be discontinued in 1970 and that the grants now received for each property owner will be abolished in favour of increased education grants;*
>
> *AND WHEREAS this could lead the property owners to believe the municipal tax rate has increased and his educational tax decreased;*
>
> *THEREFORE BE IT RESOLVED that the resident property tax reduction be returned to the Municipal Council as an unconditional grant and thereby letting the public truly understand the educational tax cost."*

2. That, as recommended by the City Treasurer, a by-law be presented to Council to authorize the execution of an agreement with IBM Canada Limited for the processing of City of Kingston 1970 Tax Bills and Tax Reports at an estimated cost of $8,858. with provision of this money to be made in the 1970 Budget.

(Note: Copy of recommendation of City Treasurer distributed to each member of Council with the Finance Committee Agenda).

3. That, as recommended by the Grand Theatre Board of Management, the following budget appropriation amendment be approved:

GRAND THEATRE	Increase	Decrease
Tickets	$ 500.	-
Advertising	194.	-
Maintenance of Equipment	312.	-
Heat	-	$ 500.
Contingencies	-	100.
Office Supplies	-	94.
Maintenance of Buildings	-	312.
	$1,006.	$1,006.

4. That, as recommended by the Clerk-Comptroller and City Treasurer, the following budget appropriation amendment be approved:

	From	To
Finance		
Interest on Temporary Borrowing	$10,000.	-
Finance		
Contingencies	-	$10,000.

(Note: It is anticipated that the Police Commission will request a transfer of $4,600. re Clothing).

5. That the regular salary payments for the period ending December 26, 1969, and the December allowances for Aldermen be paid on December 12, 1969.

6. That the account of the County of Frontenac in the amount of $50,000. for City of Kingston 1969 Suburban Roads contribution be approved for payment, to be charged to "Public Works - Suburban Road Commission".

7. That a by-law be presented to Council to authorize the execution of a quit claim deed to the Frontenac County Board of Education for the property upon which Winston Churchill Public School is situate (including the unoccupied school grounds) for the sum of $1.00, on the understanding that there will be no costs to the City.

   (Note: Property purchased in 1942 by City for the Board of Education at expense of Public School Supporters of the City, but title never transferred).

8. That the account of Holiday Inn of Kingston in amount of $1,488.00 for civic reception for the Ontario Housing Authorities Convention be authorized for payment.

9. That the Planning Board be authorized to expend an amount not exceeding $3,700.00 from the appropriation "Planning Board - Consultants Fees" for the employment of consultants to prepare an amendment to the Official Plan concerning the Sydenham Ward Urban Renewal Area and to prepare a zoning by-law amendment to implement the Official Plan amendment.

10. That, as recommended by The City of Kingston-Queen's University Liaison Committee and SUBJECT to the concurrence of Queen's University and the Public Utilities Commission, the following land exchange proposal be approved:

    (A) The City will close and deed:

    (i) Elgin Street, from Union to Clergy Street, an area 370' x 12', and

    (ii) the stub end of Frontenac Street, north of Queen's Crescent, an area approximately 66' x 280',

    to Queen's University.

    (B) The University will deed a 20' strip of widening along the west side of Sir John A. Macdonald Boulevard with a daylight triangle containing 0.8 acres to the City of Kingston.

    (C) The University will deed to the Public Utilities Commission of the City of Kingston the 1.5 acres of land at the corner of Palace Road and Johnson Street for the sum of $3,200. for a sub-station site, it being understood that the Public Utilities Commission will consider the possibility of the use of a portion of this land for expansion of the sub-station as the power load on the West Campus increases.

    (D) It is agreed that the University, while still maintaining its position that it is essential to the development of the West Campus that traffic be able to enter the campus at approximately the mid point on the eastern boundary, recognizes the goal of the City that no additional accesses be permitted to Sir John A. Macdonald Boulevard, and the University will at the present time use Johnson and Union Streets for access to the West Campus; and if traffic problems arise the University will study a one-way single left-turn exit overpass over Union Street to meet Union Street before the signal lights at Sir John A. Macdonald Boulevard.

    In the event that this does not provide a solution to the traffic problems the parties will jointly retain an independent consultant for advice on a solution.

11. That, as recommended by the Public Works Committee, the following budget appropriation amendment be approved:

	Increase	Decrease
PUBLIC WORKS COMMITTEE		
Water Pollution Control Plant		
- Chlorine	-	$7,000.
- Sludge Removal	-	1,000.
Maintenance of Sewers	$8,000.	-

12. That, as requested by the Industrial Commission and as recommended by the Public Works Committee, a by-law be presented to Council to authorize the construction of a sanitary sewer on City property at the North End Pumping Station to Dalton Avenue and from Dalton Avenue westerly 385 feet along the north side of Unnamed Street allowance north of the C.P.R. right-of-way at an estimated total cost of $8,000. as a charge to the General Tax Rate, with the cost of the sewer to be recovered as a condition of the sale of the abutting industrial lots.

-and-

That a by-law be presented to Council to amend By-Law No. 6307, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1969-1973)" to re-allocate the following 1969 Capital Works Expenditures as follows:

	From	To
LOCAL IMPROVEMENTS		
Public Works Committee		
- Sanitary Sewers		
- Dalton Ave. - Industrial Land *(Leaves balance of $12,500.)*	$8,000.	-
GENERAL RATE PROJECTS		
Public Works Committee		
- Sanitary Sewers		
- North End Pumping Station Westerly	-	$8,000.

13. That, as recommended by the Land Negotiating Committee, a by-law be presented to Council to authorize the acquisition of 0.88 acres of land from Kingscourt Realty Limited for widening the south side of Counter Street (being Part of Farm Lot 23, Con. II), for the total amount of $3,963.00 to be charged to "W.I.P. No. 5064".

14. That, as recommended by the Industrial Commission, by-laws be presented to Council to authorize the sale of 2 acres, more or less, of land on the south side of Dalton Avenue (immediately to the east of Acme Window Cleaners) to Mr. J. H. Mason at the rate of $1,200.00 per acre, SUBJECT to the passing and approval of a zoning amendment because the property is less than 3 acres, and, on the following conditions:

(a) That the purchaser will pay survey costs and costs for servicing the land as follows:

(i) Watermain - $0.5145672 per foot frontage per year for 15 years, plus cost of lateral service.

(ii) Sanitary Sewer- $0.97171602 per foot frontage per year for 15 years, plus cost of lateral service.

(iii) Macadam Road - Approximately $2.505939 per foot frontage per year for 5 years (not finalized yet).

(iv) Sewer Surcharge-17 cents per square foot over 3,000 sq.ft. of building.

14. (cont'd)

(b) That the purchaser will install his own culvert and driveway ramps to City specifications and under City supervision.

(c) That, within two years from obtaining title to the property, the purchaser will construct a building of 2,000 sq. ft. or more (for the business of fencing and general construction).

15. That a by-law be presented to Council to amend By-Law No. 5139, "A By-Law to Authorize the Execution of an Agreement with George F. Patterson and Myrtle Patterson and Patterson's Concrete Products Limited and to Repeal By-Law No. 4591 (South-East Corner Princess Street and Hillendale Avenue)" to extend, SUBJECT to the passing of a zoning by-law to continue the special industrial uses on Lot 5, Registered Plan 369, the time limit of the Agreement to November 30, 1970.

16. That Crown Assets Disposal Corporation be requested to notify the Corporation of the City of Kingston of the sale price of the former Department of National Defence property on Place d'Armes at Wellington Street, now known as the "Barrack Street Parking Lot", as the City is interested in purchasing the property.

Respectfully submitted,

(CHAIRMAN)

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 13
receive their first reading.

(b) That Council resolve itself into a Committee of the Whole
to give By-Laws 1 to 13
their second reading.

Ald. Keyes, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving
By-Laws 8 to 13
their third reading.

(e) That By-Laws 8 to 17
be given their third reading.

(1) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 101).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6506)
Clause 1, Report No. 101

(2) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clause 1, Report No. 101).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6507)
Clause 1, Report No. 101

(3) A By-Law to Authorize the Execution of a Quit Claim Deed to The Frontenac County Board of Education for the Property Upon Which Winston Churchill Public School is Situate (Earl and Macdonnell Streets).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6508)
Clause 7, Report No. 106

(4) A By-Law to Authorize the Construction of a Sanitary Sewer in the Industrial Park from North End Pumping Station Westerly (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6509)
Clause 12, Report No. 106

(5) A By-Law to Authorize the Execution of an Agreement with Josiah H. Mason (Industrial Site - South Side Dalton Avenue).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6510)
Clause 14, Report No. 106

(6) A By-Law to Authorize the Sale of Land on the South Side of Dalton Street to Josiah H. Mason (Industrial Site).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6511)
Clause 14, Report No. 106

(7) A By-Law to Amend By-Law No. 5139, "A By-Law to Authorize the Execution of an Agreement with George F. Patterson and Myrtle Patterson and Patterson's Concrete Products Limited and to Repeal By-Law No. 4591 (South East Corner Princess Street and Hillendale Avenue)". (Extend Completion Date to November 30, 1970).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6512)
Clause 15, Report No. 106

(8) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Traffic Signal Lights: Bath Road and Queen Mary Road).

(THREE READINGS) (PROPOSED NO. 6513)
Clause 3, Report No. 101

(9) A By-Law to Ratify the Execution of an Agreement with Her Majesty the Queen, Represented by the Minister of National Defence, to Amend the Agreement for the Disposal of Refuse and Ashes. (Increased Payment).

(THREE READINGS) (PROPOSED NO. 6514)
Clause 12, Report No. 18, 1967

(10) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Exception M3 Zone - 2 Acre Parcel - South Side Dalton Avenue).

(THREE READINGS) (PROPOSED NO. 6515)
Clause 2, Report No. 104

(11) A By-Law to Authorize the Execution of an Agreement with IBM Canada Ltd. (Data Centre Service Agreement - Tax Billing and Tax Reports).

(THREE READINGS) (PROPOSED NO. 6516)
Clause 2, Report No. 106

(12) A By-Law to Amend By-Law No. 6307, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1969-1973)" (Revision No. 7).

(THREE READINGS) (PROPOSED NO. 6517)
Clause 12, Report No. 106

(13) A By-Law to Authorize the Purchase of Land for the Widening of the South Side of a Portion of Counter Street from Kingscourt Realty Limited.

(THREE READINGS) (PROPOSED NO. 6518)
Clause 13, Report No. 106

(14) A By-Law to Authorize the Acquisition of Certain Land from the Federal Government (Reclaimed Water Lot Fronting on Mowat Avenue).

(THIRD READING) (NO. 6394)
Clause 13, Report No. 66

(15) A By-Law to Authorize the Reconstruction of a Concrete Sidewalk on the East Side of Rideau Street from 284.4 Feet North of the C.P.R. Spur Line Northerly 92.3 Feet at a Total Estimated Cost of $783.33 - All Owners Share - Under the Provisions of Section 12 of The Local Improvement Act.

(THIRD READING) (NO. 6404)
Clause 23, Report No. 66

(16) A By-Law to Authorize the Execution of an Agreement with E. L. Ruddy Company Limited (Poster Panel: Barrack at Ontario Street).

(THIRD READING) (NO. 6472)
Clause 2, Report No. 93

(17) A By-Law to Authorize the Construction of a Storm Sewer on City Property from the City Yard Southerly 160 Feet to the East of the Railway Street Fire Hall (General Rate).

(THIRD READING) (NO. 6504)
Clause 22, Report No. 100

MOTIONS

CITY COUNCIL MEETING NO. 23

The Regular Meeting of City Council Was Held in the Council Chamber on Monday, November 24, 1969, at 8:40 p.m., His Worship Mayor Swain presiding.

Moved by Ald. Brightman,
Seconded by Ald. Cook,

That Rule 7 be suspended in order to commence the Council Meeting at 8:40 p.m.

CARRIED

ROLL CALL

Mayor Swain, Ald. Brightman, Ald. Cook, Ald. Enright, Ald. Hunter, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. Meister, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts. (14)

TABLING OF DOCUMENTS

(1) Copy of Vol. 1, No. 1 of *Newsletter* of The Children's Aid Society of the City of Kingston and County of Frontenac.

(2) Copy of *Remarks By Honourable Robert Andras, Federal Minister Responsible for Housing at Israel Bond Campaign Dinner in Honour of Leaders of Toronto Construction Industry, November 5, 1969.*

(3) Copy of Book entitled *TY-EN-DIN-AGA* by Amy Huggard, from the Author.

(4) Copies of the following Canadian Housing Design Council booklets, courtesy of the Social Planning Council of Kingston and District:

(a) *The Family Years*, 1965,
(b) *Housing in Cities*, 1964,
(c) *The Architecture of Urban and Suburban Development*, by Ian Maclennan, 1964,
(d) *Awards 1964*, 1965, and
(e) *Canada Logement-type Housing Design*, 1967.

(Note: Copies distributed to each member of Council on November 14, 1969).

(5) Copy of Monthly Statement of Expenditures of The Children's Aid Society of the City of Kingston and County of Frontenac for the period January 1 to October 31, 1969.

(Note: Copy of Statement distributed to the members of Council with this Agenda)

(6) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to September, inclusive, 1969:

	1968 Jan. to Sept.	1969 Jan. to Sept.
REVENUE	$391,134.	$386,559.
EXPENDITURES		
Total Operating Expenses	$528,433.	$535,127.
Less Revenue:	(-) 391,134.	(-) 386,559.
NET OPERATING DEFICIT:	$137,299.	$148,568.
Plus:		
Pro-Rated Debenture Charges	(+) 73,301.	(+) 74,546.
TOTAL DEFICIT FOR PERIOD:	$210,600.	$223,114.

(NOTE: Current Adult Fare Schedule introduced July 2, 1969, and
Current Student Fare Schedule introduced September 1, 1968).

TABLING OF DOCUMENTS (cont'd)

(7) Copy of Statement of Canada Permanent Trust Company of the S. M. Polson Estate as at October 3, 1969.

(8) Copy of Report on the Grand Jury attending the General Sessions of the Peace for the County of Frontenac on November 17, 1969, concerning the following institutions:

(a) Hotel Dieu Hospital,
(b) Kingston General Hospital,
(c) Fairmount Home for the Aged,
(d) Children's Aid Society Receiving Home, and
(e) Frontenac County Court House.

(9) Presented by Ald. Speal, and being copy of list of questions that he had answered orally at the Council Meeting of November 10, 1969, concerning the Expressway.

MINUTES

Moved by Ald. Matthews,
Seconded by Ald. Meister,

That the minutes of City Council Meeting No. 20, held October 27, 1969, City Council Meeting No. 21, held November 3, 1969, and City Council Meeting No. 22, held November 10, 1969, be adopted as printed.

CARRIED

COMMUNICATIONS

To be Filed:

(1) From Mrs. Jean Schwenger, stating:

> *"At the Council meeting on November 10th, it was stated that the Association of Women Electors had submitted a list of questions on the expressway. I wish to correct this statement and would appreciate it being recorded in the correspondence.*
>
> *The list of questions was submitted by a group of private citizens to one Alderman to use as he saw fit. It is obvious I did not make myself clear to him. I regret this misunderstanding has arisen and would appreciate the record being set straight.*
>
> *The Association of Women Electors have never submitted an unsigned letter or document to City Hall and neither has the Association taken any position concerning the expressway."*

(2) From the City of Port Arthur, notifying that Kingston's resolution (R.65(1)69) concerning the Ontario Law Reform Commission Report covering the relation of the landlord and tenants was endorsed.

(3) From Mr. Syl Apps, M.P.P., Kingston and the Islands, acknowledging receipt of Council's resolution (R.98(1)69) pertaining to the preservation of historical buildings and notifying that this appears to be an excellent resolution and that he will support it in any way he can.

(4) From the City of Galt, notifying that Kingston's resolution (R.83(1)69) concerning Social Services payments under the General Welfare Assistance Act was filed.

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(5) From Mr. D. L. Hardtman, Q.C., City Solicitor, reporting on the proceedings at the Hearing before the Ontario Municipal Board held November 4 and 5, 1969, on zoning By-Law No. 6285 - Sydenham Ward Urban Renewal Area, and stating that the Board:

(a) was not prepared to approve By-Law No. 6285 if it included Section 27 dealing with buildings in Sydenham Ward deemed to be of special architectural or historical importance, and

(b) was "reserving its decision" on the remainder of the by-law.

(6) From the City of Barrie, notifying that they have endorsed Kingston's resolution (R.83(1)69) concerning increased rental allowance under the General Welfare Assistance Act.

(7) From the City of St. Catherines, acknowledging receipt of Council's resolution (R.99(3)69) requesting broader powers for municipalities to control unnecessary noise and notifying:

(a) that they received a similar resolution from the City of Sarnia, and

(b) that their Council did not take any action other than to receive the communication.

(8) From the Community Planning Branch, Department of Municipal Affairs, acknowledging receipt of Council's resolution (R.98(1)69) in respect of the need for legislation for municipalities, and perhaps for the Provincial Government, to take steps to protect and preserve buildings of architectural and historic merit, and notifying that the subject is under consideration and that the resolution will be helpful in completing their discussions on the question.

To be Referred to the Fire, Legislation and Housing Committee and the Police Commission:

(9) From the Town of Stoney Creek, requesting that their following resolution be endorsed:

"WHEREAS the Council of the Corporation of the Town of Stoney Creek recognizes the growing trend towards civil disobedience and the lack of respect for law;

AND WHEREAS the Council of the Corporation feels that the laws respecting civil disobedience should be rigidly enforced by the police and the courts;

NOW THEREFORE the Council of the Corporation of the Town of Stoney Creek resolves as follows:

THAT the Council go on record as requesting the Attorney General of the Province of Ontario to vigorously enforce the laws respecting illegal gatherings and civil disobedience."

To be Referred to the Finance and Accounts Committee:

(10) From the Association of Women Electors of Kingston Area commending the City for its actions taken to protect the public interest in the harbour and requesting:

(a) that they be given documentation on the closing and sale of the foot of Princess Street to Holiday Inn, and

(b) that they be granted permission to make a copy of the plans by Mr. A. C. Briggs.

COMMUNICATIONS (cont'd) - To be Filed:

(11) From the City of Oshawa, notifying that they have endorsed the City's resolution (R.83(1)69) respecting an increase in the shelter allowance under the General Welfare Assistance Act.

(12) From Mr. Syl Apps, M.P.P., Kingston and the Islands, acknowledging receipt of copies of Council's following resolutions:

(a) (R.99(2)69) requesting the Government of Ontario to give further consideration before introducing Bill 194 for second reading, and

(b) (R.100(2)69) endorsing the resolution of the Town of Mississauga requesting the Government of Ontario to pass legislation enabling municipalities to license Community Antenna Television Companies.

To be Referred to the Social Services Committee:

(13) From the Town of Markham, requesting that their following resolution be endorsed:

"WHEREAS there has in recent years been an increasing tendency for certain productions of the motion picture, live theatre, and television industries and for certain publications and novels to have a content placing an abnormal emphasis on the sexual aspect of life, a good part of which content is in turn, of abnormal sexual behaviour, and

WHEREAS there has, as well, been an abnormal emphasis on violence in certain of these productions, and

WHEREAS there has, as well, been an increasing tendency to use profanity and vulgar language that is offensive to accepted good taste in certain of these productions, and

WHEREAS it is the opinion of this Council that desirable heroes and values should in general be emphasized to the developing young people of this nation rather than the converse, and

WHEREAS these increasing tendencies aforementioned are becoming of increased concern to a considerable portion of the population,

THEREFORE, be it hereby resolved that the Council of the Town of Markham express their repugnance for this said tendency and request the Attorney General of Ontario, the Minister of Tourism and Information of Ontario, the Director of the Theatres Branch of the Department of Tourism and Information of Ontario, and the Chairman of the Canadian Radio Television Commission to provide and maintain a firm position against the invasion of this undesirable content into the products of the broadcasting, publishing, motion picture, and live theatre industries."

PETITIONS

(1) Presented by Ald. Watts, having 144 signatures, and stating:

"We, the undersigned, hereby petition the Council of the Corporation of the City of Kingston and we take this opportunity of expressing our objection to the proposed Expressway incident to the expansion of the East-West Expressway.

A Public Meeting should first be held in order to assess the desirability of the proposed route and its overall costs. We are of the opinion that this proposed Expressway will cause abnormal increase in our already high tax rate.

We believe that this will be a road to nowhere and is not justified. We therefore request that the Ontario Municipal Board, pursuant to the Ontatio Statutes, that the assent of the electors be taken on this very important undertaking."

(Referred to the Traffic and Streets Committee)

REPORTS

Ald. Speal presented Report No. 101 of the Committee on Traffic and Streets as follows.

Council consented to the withdrawal of sub-clause 1(f).

Moved by Ald. Speal, seconded by Ald. Vosper and carried, that Report No. 101 of the Traffic and Streets Committee be received and adopted clause by clause.

REPORT NO. 101

To the Mayor and Members of Council Kingston, November 18, 1969

The Traffic and Streets Committee reports and recommends as follows:

1. That by-laws be presented to Council to amend By-Law No. 24 (Traffic By-Law) and By-Law No. 495 (Meter By-Law) to provide:

   (a) that where authorized signs to that effect are displayed no pedestrian shall enter or cross upon the Bath Road roadway between Sir John A. Macdonald Boulevard and Queen Mary Road except at designated crosswalks;

   (b) that where authorized signs to that effect are displayed no pedestrian shall enter or cross upon the roadway of Sir John A. Macdonald Boulevard between Counter Street and King Street except at designated crosswalks;

   (c) that, as requested by Kingston General Hospital,

      (i) the existing meters on both sides of Stuart Street between Lower University and George Street be converted to two hour duration at 10¢ per hour;

      (ii) the existing meters on the east side of George Street between Stuart Street and Okill Street be converted to two hour duration at 10¢ per hour;

      (iii) the 10 meters to be installed in the near future on the south side of Okill Street between King Street and George Street be two hour duration at 10¢ per hour; and

      (iv) meters be installed on the north side of King Street between Lower University and Okill Street with a two hour duration at 10¢ per hour.

      (NOTE: K.G.H. had requested four hour duration and 5¢ per hour);

   (d) that, as requested by the owner, the 30 minute parking limit in front of 57 Mack Street be removed;

   (e) that, as requested by Shales Hobby Supplies, the first 12 minute meter on the west side of Division Street north of Queen Street be converted to a half-hour meter;

   (f) WITHDRAWN.

(See By-Laws Nos. 6506 & 6507) *CARRIED AS AMENDED 13:1*

2. That, as an extra to the 1969 Street Lighting Programme, street lighting be installed:

   (a) on William Street between University Avenue and Barrie Street at an estimated cost of $1,315., such lighting to consist of seven 175 Watt Mercury Vapour Lights and two 400 Watt Mercury Vapour Lights on wood poles with overhead wiring, at an estimated annual operating cost to the City of $217.37 as shown on Drawing No. 54-0-227/238; and

Report No. 101 - Traffic and Streets Committee (cont'd)

2. (cont'd)

(b) on Earl Street between University Avenue and Collingwood Street at an estimated cost of $1,950., such lighting to consist of ten 175 Watt Mercury Vapour Lights and four 400 Watt Mercury Vapour Lights on wood poles with overhead wiring, at an estimated annual cost to the City of $256.91 as shown on Drawing No. 54-0-227/238.

CARRIED

3. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide for the installation of a traffic signal light at the intersection of Bath Road and Queen Mary Road.

(See By-Law No. 6513)

CARRIED

Respectfully submitted,

(signed) *George N. Speal* (CHAIRMAN)
Geo. Vosper
V. C. Brightman
H. G. Hunter
D. J. Travers

Ald. Cook presented Report No. 102 of the Committee on Parks, Recreation and Property as follows.

Moved by Ald. Cook, seconded by Ald. Brightman, That Report No. 102 of the Parks, Recreation and Property Committee be received and adopted.

REPORT NO. 102

To the Mayor and Members of Council Kingston, November 17, 1969

The Committee on Parks, Recreation and Property recommends as follows:

1. That the following accounts be paid:

Bob Londry Electric Ltd.	- $853.00	- electrical work at Lake Ontario Park
Graves Bros.	- $558.00	- repairs to City Hall boilers.

CARRIED

Respectfully submitted,

(signed) *W. T. J. Cook* (CHAIRMAN)
V. C. Brightman
J. L. Keenleyside
D. G. Timmins

Ald. Keyes presented Report No. 103 of the Committee on Public Works as follows.

Council consented to the addition of clause 4.

Moved by Ald. Keyes, seconded by Ald. Hunter, That Report No. 103 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 103

To the Mayor and Members of Council Kingston, November 17, 1969

The Public Works Committee recommends as follows:

1. That the account of M. Smilsky Ltd., in amount of $900.00 for the supply of sod, be paid.

CARRIED

Report No. 103 - Public Works Committee (cont'd)

2. That the following resolution of the City of London be endorsed:

"THAT WHEREAS by an Order-in-Council dated the 21st day of June, 1917, and by an Order-in-Council dated the 13th day of June, 1918, the Lieutenant-Governor did direct that the Suburban Roads Commission with respect to the suburban county roads adjacent to the City of London, be selected as provided by Section 17 of The Ontario Highways Act (1915) to be known as the London Suburban Roads Commission;

AND WHEREAS the said London Suburban Roads Commission has been in existence until the present time;

AND WHEREAS in the absence of other established criteria, a major factor in determining the extent of the London Suburban Roads system has been the availability of funds derived from the maximum City contribution of 0.5 mills;

AND WHEREAS the Corporation of the City of London feels that this method results in a gross injustice to the citizens of London since roads beyond London's boundaries are developed while the funds required to maintain the streets within the City boundaries in a satisfactory manner are lacking;

AND WHEREAS Section 71 of The Highway Improvement Act provides, in effect, that the Corporation of the City of London "shall" contribute up to 0.5 mills per annum to the London Suburban Roads Commission;

THEREFORE, BE IT RESOLVED that the Government of the Province of Ontario, through the Minister of Highways, be advised of the very strenuous objections of the City of London to the requirement that it must contribute to the road construction and maintenance program of the London Suburban Roads Commission, regardless of the limiting effect this requirement may have on the capacity of the City to finance needed road improvements within the municipality;

AND FURTHER that the Government of Ontario be urged to introduce legislation at the earliest possible date to make contributions to the suburban roads expenditures by "separated cities and towns" permissive and within the discretion of the Councils of such municipalities rather than obligatory as they are under existing suburban roads legislation;

AND THAT copies of this resolution be forwarded to the Minister of Highways, the Association of Ontario Mayors and Reeves, the local Members of the Provincial Parliament, and to all cities and separated towns in the Province of Ontario, with the request for their endorsation, it being pointed out that in 1968 the City Council adopted the long term policy of objecting to the City's contribution towards Suburban Roads Expenditures and it is deemed advisable to reaffirm the City's stand at this time, in light of the worsening situation."

CARRIED

3. That the services, excluding the Public Utilities Commission's services, constructed in the Green Farm Subdivision, being Part of North Half of Lot 17, Concession I, City of Kingston, under Agreement with W. A. Higgins, Trustee, dated June 22, 1964, be accepted for future maintenance by the City of Kingston, since the deficiencies have been corrected except where seasonal conditions warrant deferment until 1970.

NOTE: (The City holds Subdivider's deposit in adequate amount to complete the correction in 1970. Top soiling of boulevards is in dispute).

CARRIED

4. That the tender of L. Bilow, 230 Mowat Avenue, Kingston, for the supply of 25,000 c.y., more or less, of earth fill for the City Dump at a price of 80 cents a c.y., be accepted, being the lowest tender received, conditional upon Mr. Bilow providing the City with a $5,000. Performance Bond within 14 days after acceptance of the tender, and that, in the meantime, the Commissioner of Works be authorized to continue to purchase earth fill from Mr. G. R. Botting, Woodbine Road, at a price of 80 cents a c.y. *CARRIED*

Respectfully submitted,

(signed) K. Keyes (CHAIRMAN)
H. G. Hunter
D. G. Timmins
G. W. Vosper
E. Watts

Ald. Vosper presented Report No. 104 of the City of Kingston Planning Board as follows.

Council consented to the withdrawal of clause 2.

Moved by Ald. Vosper, seconded by Ald. Speal, That Report No. 104 of the City of Kingston Planning Board be received and adopted.

REPORT NO. 104

To the Mayor and Members of Council Kingston, November 20, 1969

The City of Kingston Planning Board reports and recommends as follows:

1. That, whereas Section 10(2) of the Planning Act states that:

"No plan shall be recommended for adoption unless it is approved by a vote of the majority of all the members of the Planning Board.";

And Whereas at a meeting of the Planning Board held on November 20, 1969, the motion for an amendment of the Official Plan for the Clyde Farm area was lost; (the vote was: For: 2 Against: 4):

Therefore the application of Mr. Belman for a change in the designation of that parcel of land being part of Farm Lot 20, Concession 3, which lies north of Counter Street, west of the proposed extension of Sir John A. Macdonald Boulevard and south of the C.N.R. tracks, from Industrial to Residential, be rejected.

Note: Section 14(2) of the Planning Act reads:

> "Before approving an amendment or repeal initiated by Council, the Minister may require that a report of the Planning Board be obtained in respect of the proposal and if the Planning Board does not concur in the proposal the Minister shall not approve the amendment or repeal unless it has been adopted by a vote of two-thirds of all the members of the Council."

CARRIED 9:5

(See following motion which was LOST).

Ald. Hunter requested a recorded vote on Clause 1, Report No. 104.

YEAS: Mayor Swain, Ald. Brightman, Ald. Cook, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. Timmins, Ald. Vosper, Ald. Watts.

NAYS: Ald. Enright, Ald. Hunter, Ald. Meister, Ald. Speal, Ald. Travers.

Moved by Ald. Hunter,
Seconded by Ald. Meister,

That Clause 1, Report No. 104 be referred back to the Planning Board for further study.

LOST 6:8

2. That, as recommended by the Industrial Commission, a by-law be presented to Council to amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" by adding the following section:

"Notwithstanding the M3 regulations concerning minimum lot area in Section 16.2.5 and minimum lot width in Section 16.2.6, on a parcel of land consisting of two acres, more or less, with a frontage of 208 feet on the south side of Dalton Avenue immediately to the east of Acme Window Cleaners, a building may be constructed and used for builders' supply and storage yards and the said land may be used in conjunction therewith."

(See By-Law No. 6515)

WITHDRAWN

Respectfully submitted,
(signed) *George N. Speal*
E. V. Swain
Geo. Vosper

Ald. Matthews presented Report No. 105 of the Committee on Fire, Legislation and Housing as follows.

Council consented to the amendment of clause 3 by the addition of "-1970" in the seventh line of the fifth paragraph.

Moved by Ald. Matthews, seconded by Ald. Travers, That Report No. 105 of the Fire, Legislation and Housing Committee be received and adopted clause by clause.

REPORT NO. 105

To the Mayor and Members of Council Kingston, November 21, 1969

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That the following resolution of the City of Owen Sound be endorsed:

> *"THAT WHEREAS it is becoming apparent each year that persons, upon reaching the age of eighteen years, are expected to assume adult responsibility; and*
>
> *WHEREAS it is the belief of many that if persons of eighteen years of age are to assume adult responsibility, they should be given the right to cast their ballots in elections; and*
>
> *WHEREAS it is apparent that the Government of Canada is about to enact legislation to lower the voting age from twenty-one years to eighteen years for Federal Elections;*
>
> *THEREFORE BE IT RESOLVED that the Council of the City of Owen Sound petition the Government of the Province of Ontario to introduce legislation which will enable persons, upon reaching the age of eighteen years, to vote at Municipal Elections."*

CARRIED 11:3
(Ald. Timmins opposed)

2. That, as recommended by the Sub-Committee to Investigate the Advisability of Establishing an Emergency Telephone Number in Kingston and Area, the information gathered by the Sub-Committee be tabled for use at some future date, since it is premature for the City of Kingston to establish an Emergency Telephone Number "911" System at this time, for the following reasons:

   (1) The system cannot be limited to the City of Kingston only. All of the present Kingston Exchanges would have to be included, and persons in any of the surrounding areas who can call to Kingston with no toll charge, would be able to call in on the emergency number.

   (2) Negotiations would have to be carried on with the surrounding Townships and communities, and this would no doubt involve a considerable length of time.

   (3) The telephones presently being used by the various departments would have to be maintained; so there would be no saving in present telephone requirements.

   (4) At the present time, persons in an emergency situation can obtain assistance by dialing "O" to contact the Bell Canada Operator.

   (5) The operating costs of between $48,000. and $60,000. per year would be an added burden to the taxpayer.

CARRIED

Report No. 105 - Fire, Legislation and Housing Committee (cont'd)

3. That, since the Regional Assessment Commissioner has advised the Fire, Legislation and Housing Committee that in the year 1970 the Regional Assessment Department will be faced with a tremendous task in working under a new Assessment Act, the training and organization of staff, the improvement of assessment records and procedures for many of the municipalities which are now in the region, the elimination of problems that will arise from the first year of the use of data processing equipment and records, and that further staff would have to be available to handle the many changes in records that would be necessitated by a change in ward boundaries;

   And since, if such a change in ward boundaries was to become effective in 1970, additional City Hall staff and data processing costs in an estimated amount of $8,000. would have to be incurred by the City in 1969, it being noted that an immediate change in ward boundaries could not be recommended without the preparation of a voters' list based on the roll returned on September 30, 1969;

   And since there is no assurance that if the City did immediately commence the preparation of a voters' list and make recommendation to the Province by a deadline of February 28, 1970, the Province would be in a position to approve the additional staff that would be required by the Regional Assessment Department in view of their many other problems arising from the assessment takeover in 1970;

   And since, by deferring revisions of ward boundaries until the fall of 1970, the government policy on lowering the voting age to eighteen years may be known and could be taken into account in a 1970 revision:

   Therefore be it resolved that the Association of Women Electors be notified that for the foregoing reasons it is not proposed to recommend a change in ward boundaries at this time, but it is agreed that the office of the Regional Assessment Commissioner be requested to recommend by November 30, 1970, a revision of existing ward boundaries to provide a more equitable distribution of voters among the seven wards of the City, and the undertaking of Council be given that a recommendation of the 1969-1970 Council will be made to the 1970 Council on ward boundaries for an application to the Ontario Municipal Board by February 28, 1971, so that for the 1972 municipal election there would be ward representation inaccordance with voting population;

   And further, that it be the policy of the Council of the Corporation of the City of Kingston to base ward boundaries on the principle of equality of representation of votes, such boundaries to take into account actual existing population and existing population from dwelling units under construction, and not projected development.

   CARRIED AS AMENDED 13:1
   (Ald. Keyes opposed)

4. That, as requested by the Kingston Safety Council, the week of December 1 to December 7, 1969, be proclaimed as "Safe Driving Week" in Kingston.

   CARRIED

5. That the following resolution of the City of Gault be amended with the addition of the following words: "and that such census set out the number of dogs and the number of bitches separately" - and that the resolution, as amended, be endorsed:

   > *"WHEREAS the Assessment Act, Section 20, Subsection 2, provides that the Assessor shall set down the particulars in separate columns as follows:*
   >
   > *Column 29 - Number of Dogs and Number of Bitches;*
   >
   > *AND WHEREAS Bill 205, being The Assessment Act, 1968-69, which has received first reading of the Provincial Legislature, does not provide for the recording of information as set out in Section 20, Subsection 2, Column 29 of the present Assessment Act;*

Report No. 105 - Fire, Legislation and Housing Committee (cont'd)

5. (cont'd)

> *AND WHEREAS the absence of such information would seriously handicap the licensing and control of dogs in the City of Galt;*
>
> *THEREFORE BE IT RESOLVED that the Minister of Municipal Affairs be requested to include in Bill 205 the provision for the taking of a dog census, "and that such census set out the number of dogs and the number of bitches separately"."*

CARRIED

Respectfully submitted,

(signed) K. W. Matthews (CHAIRMAN)
D. J. Travers
C. J. Meister

Ald. Keyes presented Report No. 106 of the Committee on Finance and Accounts as follows.

Council consented to the withdrawal of clause 14, and to the addition of clauses 17 to 20, and 22.

Moved by Ald. Keyes, seconded by Ald. Speal, That Report No. 106 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 106

To the Mayor and Members of Council Kingston, November 19, 1969

The Committee on Finance and Accounts reports and recommends as follows:

1. That the following resolution of the City of Barrie be endorsed:

> *"THAT WHEREAS the Province of Ontario have indicated the resident property tax reduction sys tem will be discontinued in 1970 and that the grants now received for each property owner will be abolished in favour of increased education grants;*
>
> *AND WHEREAS this could lead the property owners to believe the municipal tax rate has increased and his educational tax decreased;*
>
> *THEREFORE BE IT RESOLVED that the resident property tax reduction be returned to the Municipal Council as an unconditional grant and thereby letting the public truly understand the educational tax cost."*

CARRIED

2. That, as recommended by the City Treasurer, a by-law be presented to Council to authorize the execution of an agreement with IBM Canada Limited for the processing of City of Kingston 1970 Tax Bills and Tax Reports at an estimated cost of $8,858. with provision of this money to be made in the 1970 Budget.

(Note: Copy of recommendation of City Treasurer distributed to each member of Council with the Finance Committee Agenda).

(See By-Law No. 6516) *CARRIED*

Report No. 106 - Finance and Accounts Committee (cont'd)

3. That, as recommended by the Grand Theatre Board of Management, the following budget appropriation amendment be approved:

GRAND THEATRE	Increase	Decrease
Tickets	$ 500.	-
Advertising	194.	-
Maintenance of Equipment	312.	-
Heat	-	$ 500.
Contingencies	-	100.
Office Supplies	-	94.
Maintenance of Buildings	-	312.
	$1,006.	$1,006.

CARRIED

4. That, as recommended by the Clerk-Comptroller and City Treasurer, the following budget appropriation amendment be approved:

	From	To
Finance		
Interest on Temporary Borrowing	$10,000.	-
Finance		
Contingencies	-	$10,000.

(Note: It is anticipated that the Police Commission will request a transfer of $4,600. re Clothing).

CARRIED

5. That the regular salary payments for the period ending December 26, 1969, and the December allowances for Aldermen be paid on December 12, 1969.

CARRIED

6. That the account of the County of Frontenac in the amount of $50,000. for City of Kingston 1969 Suburban Roads contribution be approved for payment, to be charged to "Public Works - Suburban Road Commission".

CARRIED

7. That a by-law be presented to Council to authorize the execution of a quit claim deed to the Frontenac County Board of Education for the property upon which Winston Churchill Public School is situate (including the unoccupied school grounds) for the sum of $1.00, on the understanding that there will be no costs to the City.

(Note: Property purchased in 1942 by City for the Board of Education at expense of Public School Supporters of the City, but title never transferred).

(See By-Law No. 6508) *CARRIED*

8. That the account of Holiday Inn of Kingston in amount of $1,488.00 for civic reception for the Ontario Housing Authorities Convention be authorized for payment.

CARRIED

9. That the Planning Board be authorized to expend an amount not exceeding $3,700.00 from the appropriation "Planning Board - Consultants Fees" for the employment of consultants to prepare an amendment to the Official Plan concerning the Sydenham Ward Urban Renewal Area and to prepare a zoning by-law amendment to implement the Official Plan amendment.

CARRIED 13:1
(Ald. Watts opposed)

Report No. 106 - Finance and Accounts Committee (cont'd)

10. That, as recommended by The City of Kingston-Queen's University Liaison Committee and SUBJECT to the concurrence of Queen's University and the Public Utilities Commission, the following land exchange proposal be approved:

(A) The City will close and deed:

(i) Elgin Street, from Union to Clergy Street, an area 370' x 12', and

(ii) the stub end of Frontenac Street, north of Queen's Crescent, an area approximately 66' x 280',

to Queen's University.

(B) The University will deed a 20' strip of widening along the west side of Sir John A. Macdonald Boulevard with a daylight triangle containing 0.8 acres to the City of Kingston.

(C) The University will deed to the Public Utilities Commission of the City of Kingston the 1.5 acres of land at the corner of Palace Road and Johnson Street for the sum of $3,200. for a sub-station site, it being understood that the Public Utilities Commission will consider the possibility of the use of a portion of this land for expansion of the sub-station as the power load on the West Campus increases.

(D) It is agreed that the University, while still maintaining its position that it is essential to the development of the West Campus that traffic be able to enter the campus at approximately the mid point on the eastern boundary, recognizes the goal of the City that no additional accesses be permitted to Sir John A. Macdonald Boulevard, and the University will at the present time use Johnson and Union Streets for access to the West Campus; and if traffic problems arise the University will study a one-way single left-turn exit overpass over Union Street to meet Union Street before the signal lights at Sir John A. Macdonald Boulevard.

In the event that this does not provide a solution to the traffic problems the parties will jointly retain an independent consultant for advice on a solution.

(Note: Contractors are still to have use of entrance to Sir John A. Macdonald Boulevard).

CARRIED 13:1

Ald. Travers requested a recorded vote.

YEAS: Mayor Swain, Ald. Brightman, Ald. Cook, Ald. Enright, Ald. Hunter, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. Meister, Ald. Speal, Ald. Timmins, Ald. Vosper, Ald. Watts.

NAYS: Ald. Travers.

11. That, as recommended by the Public Works Committee, the following budget appropriation amendment be approved:

	Increase	Decrease
PUBLIC WORKS COMMITTEE		
Water Pollution Control Plant		
- Chlorine	-	$7,000.
- Sludge Removal	-	1,000.
Maintenance of Sewers	$8,000.	-

CARRIED

Report No. 106 - Finance and Accounts Committee (cont'd)

12. That, as requested by the Industrial Commission and as recommended by the Public Works Committee, a by-law be presented to Council to authorize the construction of a sanitary sewer on City property at the North End Pumping Station to Dalton Avenue and from Dalton Avenue westerly 385 feet along the north side of Unnamed Street allowance north of the C.P.R. right-of-way at an estimated total cost of $8,000. as a charge to the General Tax Rate, with the cost of the sewer to be recovered as a condition of the sale of the abutting industrial lots.

-and-

That a by-law be presented to Council to amend By-Law No. 6307, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1969-1973)" to re-allocate the following 1969 Capital Works Expenditures as follows:

	From	To
LOCAL IMPROVEMENTS		
Public Works Committee		
- Sanitary Sewers		
- Dalton Ave. - Industrial Land	$8,000.	-
(Leaves balance of $12,500.)		
GENERAL RATE PROJECTS		
Public Works Committee		
- Sanitary Sewers		
- North End Pumping Station Westerly	-	$8,000.

(See By-Laws Nos. 6509 and 6517) *CARRIED*

13. That, as recommended by the Land Negotiating Committee, a by-law be presented to Council to authorize the acquisition of 0.88 acres of land from Kingscourt Realty Limited for widening the south side of Counter Street (being Part of Farm Lot 23, Con. II), for the total amount of $3,963.00 to be charged to "W.I.P. No. 5064".

(See By-Law No. 6518) *CARRIED*

14. That, as recommended by the Industrial Commission, by-laws be presented to Council to authorize the sale of 2 acres, more or less, of land on the south side of Dalton Avenue (immediately to the east of Acme Window Cleaners) to Mr. J. H. Mason at the rate of $1,200.00 per acre, SUBJECT to the passing and approval of a zoning amendment because the property is less than 3 acres, and, on the following conditions:

(a) That the purchaser will pay survey costs and costs for servicing the land as follows:

(i) Watermain - $0.5145672 per foot frontage per year for 15 years, plus cost of lateral service.

(ii) Sanitary Sewer - $1.97171602 per foot frontage per year for 15 years, plus cost of lateral service.

(iii) Macadam Road - Approximately $2.505939 per foot frontage per year for 5 years (not finalized yet).

(iv) Sewer Surcharge- 17 cents per square foot over 3,000 sq.ft. of building.

(b) That the purchaser will install his own culvert and driveway ramps to City specifications and under City supervision.

(c) That, within two years from obtaining title to the property, the purchaser will construct a building of 2,000 sq. ft. or more (for the business of fencing and general construction).

(See By-Laws Nos. 6510 and 6511) *WITHDRAWN*

Report No. 106 - Finance and Accounts Committee (cont'd)

15. That a by-law be presented to Council to amend By-Law No. 5139, "A By-Law to Authorize the Execution of an Agreement with George F. Patterson and Myrtle Patterson and Patterson's Concrete Products Limited and to Repeal By-Law No. 4591 (South-East Corner Princess Street and Hillendale Avenue)" to extend, SUBJECT to the passing of a zoning by-law to continue the special industrial uses on Lot 5, Registered Plan 369, the time limit of the Agreement to November 30, 1970.

(See By-Law No. 6512) *CARRIED 10:3*

(Ald. Speal abstained from voting)

16. That Crown Assets Disposal Corporation be requested to notify the Corporation of the City of Kingston of the sale price of the former Department of National Defence property on Place d'Armes at Wellington Street, now known as the "Barrack Street Parking Lot", as the City is interested in purchasing the property.

CARRIED

17. That, as recommended by the Public Works Committee, in order to study the North End Sewer System to define the problem of overloading, the following equipment be authorized to be purchased at total cost of $7,000. and that the expenditure be charged to the Special Sewer Reserve Fund:

(A) One Flygt switch as a safeguard to shut off the pumps at low water. Cost - $230.00

(B) One valve for the header to make the operation more flexible. Cost - $2100.00.

(C) Four continuous recorders of flow depths in the sewers. Cost - $4670.00.

CARRIED

18. That no action be taken on the recommendation by the Fire, Legislation and Housing Committee, that the application for a loan of $1,300,000.00 to Central Mortgage and Housing Corporation, for construction of the City of Kingston Housing Limited Project at the south-west corner of Bath Road and Portsmouth Avenue be reduced to $1,148,000.00 (including cost of land) and as a non-profit project.

NOTE: The reduction in construction costs includes elimination of the following:

Planting of trees - saving of $5,000.00
Reduction in Community Television Service - saving of $5,000.00
Using seed instead of sod - cost reduced by two-thirds
Elimination of rocky areas for dumping snow
Reduction in area and elimination of Sales Tax.

LOST 3:11

(See following motion which was LOST).

Ald. Meister requested a recorded vote on clause 18.

YEAS: Ald. Enright, Ald. Keyes, Ald. Speal.
NAYS: Mayor Swain, Ald. Brightman, Ald. Cook, Ald. Hunter, Ald. Keenleyside, Ald. Matthews, Ald. Meister, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts.

Moved by Ald. Keyes,
Seconded by Ald. Speal,

That clause 18, Report No. 106 be referred back to the Fire, Legislation and Housing Committee for consideration of alternate proposals.

LOST 3:11

(See following motion)

Report No. 106 - Finance and Accounts Committee (cont'd)

The following motion was then considered.

Moved by Ald. Hunter,
Seconded by Ald. Watts,

That, as recommended by the Fire, Legislation and Housing Committee, the application for a loan of $1,300,000.00 to Central Mortgage and Housing Corporation, for construction of the City of Kingston Housing Limited Project at the south-west corner of Bath Road and Portsmouth Avenue be reduced to $1,148,000.00 (including cost of land) and as a non-profit project with City equity to remain at $68,500.00 as previously approved.

CARRIED 11:3

(Ald. Enright, Ald. Keyes and Ald. Speal opposed)

(See following motion which was LOST).

Moved by Ald. Speal,
Seconded by Ald. Keyes,

That the motion of Ald. Hunter and Ald. Watts be amended to delete the words "as a non-profit project".

LOST 2:12

19. That, as recommended by the Police Commission, the following budget appropriation amendment be approved:

	Increase	Decrease
POLICE DEPARTMENT		
SUPPLIES - Clothing	$4,600.	-
FINANCE UNCLASSIFIED - Contingencies	-	$4,600.

CARRIED

20. That, as recommended by the Public Works Committee, the Department of National Defence share of cost for garbage disposal be approved in the amount of $12,166.13 for 1969.

(See By-Law No. 6514)

CARRIED

21. NOT PRESENTED.

22. That the following budget appropriation amendment be approved to provide funds for windstorm damage:

	Increase	Decrease
PARKS COMMITTEE		
Tree Trimming	$791.	-
FINANCE COMMITTEE		
Contingencies	-	$791.

CARRIED

Respectfully submitted,

(signed) *E. V. Swain* (CHAIRMAN)
K. Keyes
W. T. J. Cook
K. G. Enright
K. W. Matthews
George N. Speal

UNFINISHED BUSINESS

Ald. Cook stated that an "open house" at the old Ontario Street Pumping Station at the foot of West Street was scheduled for 12 noon on November 25th with sandwiches and coffee provided. He invited the members of Council to attend.

He also stated that there would be another "open house" on November 26th, but that refreshments would not be served.

Ald. Enright reported that "Welcome Aboard" signs had been placed on poles, trees and other signs by the Public Utilities Commission Transit Department.

He suggested that, since this was not a legal procedure at election time, that this was not proper now and that the Public Utilities Commission should be requested to remove the signs.

Ald. Speal stated that some people chastize Queen's students and that few were prone to applaud them. He stated further that during the last two or three years he had witnessed the start of community involvement by the Queen's students. He cited the following examples:

- Landlord and Tenant Relations
- Medical Centre
- Legal Aid Programme
- Frosh Cleaning Up Bell Island.

He stated that a number of projects were taking place and that he was astonished and pleased to see this student participation in the community life of Kingston.

He stated further that he would be presenting a motion for Council's consideration in the future.

BY-LAWS

Council consented to the addition of By-Law No. (18) for presentation to Council, and to the withdrawal of By-Laws Nos. (5), (6) and (10).

(a) Moved by Ald. Matthews,
Seconded by Ald. Cook,

That By-Laws 1-4, 7-9 and 11-13 receive their first reading.

CARRIED

(b) Moved by Ald. Cook,
Seconded by Ald. Enright,

That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 4, 7 to 9 and 11 to 13 their second reading.

Ald. Keyes, Chairman.

CARRIED

(c) Moved by Ald. Enright,
Seconded by Ald. Speal,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

(d) Ald. Keyes reported that that By-Laws 1 to 4, 7 to 9 and 11 to 13 had been considered in the Committee of the Whole and had received their second reading.

(e) Moved by Ald. Speal,
Seconded by Ald. Keyes,

That Rule 35 be suspended for the purpose of giving By-Laws 8, 9, and 11 to 13 their third reading.

CARRIED

(f) Moved by Ald. Keyes,
Seconded by Ald. Matthews,

That By-Laws 8, 9, and 11 to 18 be given their third reading.

CARRIED

(1) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 101).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6506)
Clause 1, Report No. 101

FIRST READING - CARRIED AS AMENDED 14:0
SECOND READING - CARRIED AS AMENDED 14:0

(2) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clause 1, Report No. 101).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6507)
Clause 1, Report No. 101

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(3) A By-Law to Authorize the Execution of a Quit Claim Deed to The Frontenac County Board of Education for the Property Upon Which Winston Churchill Public School is Situate (Earl and Macdonnell Streets).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6508)
Clause 7, Report No. 106

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(4) A By-Law to Authorize the Construction of a Sanitary Sewer in the Industrial Park from North End Pumping Station Westerly (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6509)
Clause 12, Report No. 106

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(5) A By-Law to Authorize the Execution of an Agreement with Josiah H. Mason (Industrial Site - South Side Dalton Avenue).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6510)
Clause 14, Report No. 106

WITHDRAWN

(6) A By-Law to Authorize the Sale of Land on the South Side of Dalton Street to Josiah H. Mason (Industrial Site).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6511)
Clause 14, Report No. 106

WITHDRAWN

(7) A By-Law to Amend By-Law No. 5139, "A By-Law to Authorize the Execution of an Agreement with George F. Patterson and Myrtle Patterson and Patterson's Concrete Products Limited and to Repeal By-Law No. 4591 (South East Corner Princess Street and Hillendale Avenue)". (Extend Completion Date to November 30, 1970).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6512)
Clause 15, Report No. 106

FIRST READING - CARRIED 11:2
SECOND READING - CARRIED 11:2

(Ald. Timmins and Ald. Vosper opposed)
(Ald. Speal abstained from voting)

(8) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Traffic Signal Lights: Bath Road and Queen Mary Road).

(THREE READINGS) (PROPOSED NO. 6513)
Clause 3, Report No. 101

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(9) A By-Law to Ratify the Execution of an Agreement with Her Majesty the Queen, Represented by the Minister of National Defence, to Amend the Agreement for the Disposal of Refuse and Ashes. (Increased Payment).

(THREE READINGS) (PROPOSED NO. 6514)
Clause 12, Report No. 18, 1967

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(10) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Exception M3 Zone - 2 Acre Parcel - South Side Dalton Avenue).

(THREE READINGS) (PROPOSED NO. 6515)
Clause 2, Report No. 104

WITHDRAWN

(11) A By-Law to Authorize the Execution of an Agreement with IBM Canada Ltd. (Data Centre Service Agreement - Tax Billing and Tax Reports).

(THREE READINGS) (PROPOSED NO. 6516)
Clause 2, Report No. 106

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(12) A By-Law to Amend By-Law No. 6307, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1969-1973)" (Revision No. 7).

(THREE READINGS) (PROPOSED NO. 6517)
Clause 12, Report No. 106

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(13) A By-Law to Authorize the Purchase of Land for the Widening of the South Side of a Portion of Counter Street from Kingscourt Realty Limited.

(THREE READINGS) (PROPOSED NO. 6518)
Clause 13, Report No. 106

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(14) A By-Law to Authorize the Acquisition of Certain Land from the Federal Government (Reclaimed Water Lot Fronting on Mowat Avenue).

(THIRD READING) (NO. 6394)
Clause 13, Report No. 66

THIRD READING - CARRIED 14:0

(15) A By-Law to Authorize the Reconstruction of a Concrete Sidewalk on the East Side of Rideau Street from 284.4 Feet North of the C.P.R. Spur Line Northerly 92.3 Feet at a Total Estimated Cost of $783.33 - All Owners Share - Under the Provisions of Section 12 of The Local Improvement Act.

(THIRD READING) (NO. 6404)
Clause 23, Report No. 66

THIRD READING - CARRIED 14:0

(16) A By-Law to Authorize the Execution of an Agreement with E. L. Ruddy Company Limited (Poster Panel: Barrack at Ontario Street).

(THIRD READING) (NO. 6472)
Clause 2, Report No. 93

THIRD READING - CARRIED 13:1
(Ald. Vosper opposed)

(17) A By-Law to Authorize the Construction of a Storm Sewer on City Property from the City Yard Southerly 160 Feet to the East of the Railway Street Fire Hall (General Rate).

(THIRD READING) (NO. 6504)
Clause 22, Report No. 100

THIRD READING - CARRIED 14:0

(18) A By-Law to Authorize the Reconstruction of Certain Sidewalks (General Rate).

(THIRD READING) (NO. 6505)
Clause 24, Report No. 100

THIRD READING - CARRIED 14:0

MOTIONS

(1) Moved by Ald. Brightman,
Seconded by Ald. Matthews,

That the condolences of Council be extended to the Family of the late Milton W. Benson.

CARRIED

(2) Moved by Ald. Matthews,
Seconded by Ald. Meister,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 11:04 P.M.

(L.S.)

(signed) *T. J. McKibbin,*
CLERK-COMPTROLLER.

(signed) *E. V. Swain,*
MAYOR.

Local Govt.

CITY COUNCIL MEETING NO. 24

The Regular Meeting of City Council Will be Held in the Council Chamber on Monday, December 8, 1969, at 8:00 p.m.

ROLL CALL

TABLING OF DOCUMENTS

(1) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to October, inclusive, 1969:

		1968 Jan. to Oct.		1969 Jan. to Oct.
REVENUE		$438,161.		$409,591.
EXPENDITURES				
Total Operating Expenses:		$588,403.		$593,530.
Less Revenue:	(-)	438,161.	(-)	409,591.
NET OPERATING DEFICIT:		$150,242.		$183,939.
Plus:				
Pro-Rated Debenture Charges	(+)	81,446.	(+)	82,829.
TOTAL DEFICIT FOR PERIOD:		$231,688.		$266,768.

(NOTE: Current Fare Schedule introduced for Adults July 2, 1969, and for Students September 1, 1969).

(2) Copy of *The Ontario Municipal Association Resolutions adopted at the 71st Annual Convention, 1969.*

(3) Copy of Order No. R-7273 of the Railway Transport Committee, Canadian Transport Commission, dated November 18, 1969, authorizing the C.N.R. and C.P.R. to operate their engines, cars and trains under the Division Street Overpass.

MINUTES

That the minutes of City Council Meeting No. 23, held November 24, 1969, be adopted as printed.

COMMUNICATIONS

To be Filed:

(1) From the:

- (a) City of Chatham,
- (b) City of Niagara Falls,
- (c) City of Cornwall,
- (d) City of Galt, and
- (e) City of Guelph,

notifying of their endorsement of Council's resolution (R.99(3)69) requesting broader powers for municipalities to control unnecessary noise.

(2) From Mr. D. L. Hardtman, Q.C., City Solicitor, reporting on the Hearings held before the Ontario Municipal Board on November 6, 1969, on the City's Zoning By-Laws:

- (a) No. 6311, (Additional Parking Requirements - Delete Definition of Boarding and Lodging Houses), and
- (b) No. 6313, (Lands at Rear of West Side of Montreal Street Adjacent to Crestview II - R2 to R3), and

notifying that the Board approved both by-laws.

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(3) From Mr. Syl Apps, M.P.P., Kingston and the Islands, acknowledging receipt of copies of Council's resolutions:

(a) (R.103(2)69) endorsing the resolution of the City of London concerning Suburban Roads, and

(b) (R.105(1)69) endorsing the resolution of the City of Owen Sound concerning lowering the municipal voting age to 18 years.

(4) From the City of London, notifying that they did NOT endorse Council's resolution (R.99(3)69) requesting broader powers for municipalities to control unnecessary noise.

(5) From the:

(a) Town of Oakville, and
(b) City of Guelph,

notifying of their endorsement of Council's resolution (R.98(1)69) requesting the enactment of legislation to permit municipalities to preserve and protect buildings of particular architectural and historic merit.

To be Referred to the Negotiating Committee:

(6) From The Kingston Professional Fire Fighters' Association, Local 498, submitting their preliminary proposals to amend their collective agreement with the City for 1970 and requesting a meeting with the Negotiating Committee on December 11, 1969, at 1:30 p.m.

(Note: Copy of this letter distributed to all members of Council by the Fire Fighters' Association).

To be Referred to the Traffic and Streets Committee:

(7) From the office of the Vice-Principal (Administration), Queen's University, enclosing copy of letter to the Canadian Penitentiary Service concerning Penitentiary property on the east side of Sir John A. Macdonald Blvd. between King and Union Streets and stating:

> *" ... We have now had an opportunity to study the effects of the future widening of Sir John A. Macdonald Boulevard and related matters on the property in question. As a result of our study, we have concluded that the University is no longer interested in acquiring this property in view of the limited and geometrically unsuitable area which would remain for building purposes and the relative inaccessibility of the site which would result from the widening. ..."*

To be Referred to the Finance and Accounts Committee:

(8) From the City of London, requesting that their following resolution be endorsed:

> *"THAT WHEREAS all levels of government are concerned about the devastating effects of inflation;*
>
> *AND WHEREAS the Federal and Provincial Governments are discussing the need for price controls as a means of controlling inflation;*
>
> *AND WHEREAS recently announced price increases for hydro-electric power in Ontario will cause another round of price increases thereby contributing further to inflation;*
>
> *THEREFORE BE IT RESOLVED that the Government of Ontario be requested to rescind the announced hydro-electric power rate increase."*

PETITIONS

REPORTS

REPORT NO. 107

Kingston, Ontario,
December 5, 1969.

the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing reports and recommends follows:

That Ontario Housing Corporation be requested to update their Survey of Need and Demand undertaken in the fall of 1968 and presented in January of 1969, to determine the need and effective demand for family rental housing accommodation on a geared-to-income basis, and senior citizen rental housing accommodation on a geared-to-income basis in the City of Kingston.

That, as requested by the Big Brother Association of Kingston and District, the week of January 4 to January 11, 1970, be proclaimed as "Big Brother Week" in Kingston.

That the brief on housing prepared by the Fire, Legislation and Housing Committee, which is attached to this report as Schedule "A", be forwarded to the Honourable Stanley J. Randall, Minister of Trade and Development, with the request for a hearing to discuss the housing situation in Kingston.

Respectfully submitted,

(CHAIRMAN)

SCHEDULE "A" ATTACHED TO REPORT
NO. 107 - FIRE, LEGISLATION
AND HOUSING COMMITTEE

Honourable Stanley J. Randall,
ister of Trade and Development,
Yonge Street,
onto, Ontario.

Re: Housing - City of Kingston

r Sir:

For the past several years, the City of Kingston, like many other an municipalities, has experienced a severe shortage of housing for its idents, particularly for those families in the low income group.

In January 1969, City Council established a special housing committee investigate and report on the housing situation. A copy of a report pre- ed by this Housing Sub-Committee is attached herewith as Schedule "A".

In 1968 City Council requested Ontario Housing Corporation to update ir 1965 Survey, and in the Survey of Need and Demand submitted in January this year, it was recommended by Ontario Housing Corporation that a total 236 units of public housing be constructed. This figure was broken down 184 units of family accommodation and 52 units of senior citizen housing.

Since the beginning of this year, our City Council has recommended t Ontario Housing Corporation provide a total of 408 units of public hous- , in addition to the 203 rent-geared-to-income units already in existence. a further move to alleviate the housing shortage, the City has also entered the field of non-profit Housing Projects. It has incorporated City of gston Housing Limited with an authorized capital of $200,000.00. An appli- ion has been made to Central Mortgage and Housing Corporation for a loan $1,148,000.00 for the construction of 76 units of row-housing for families, City owned land.

The construction starts on dwelling units in Kingston for the period ed October 31, 1969 totalled 532 compared to 336 for the same period a year . However, in the same period, the formation of new households as indi- ed by the number of marriage licenses issued, amounted to 803. With births alling 1,724 and deaths 916, there is a widening gap between the increasing d for new dwelling units and the increase in supply.

It is also generally agreed that new housing starts are not geared to sons with low incomes and for many of these persons, the housing situation Kingston is still critical. According to a survey conducted in May and e of this year by Central Mortgage and Housing Corporation - and May and e are the least critical months in the Kingston housing market - the fol- ing information was obtained:

RENTAL VACANCY SURVEY - KINGSTON & AREA - MAY & JUNE 1969

ss of Unit	Number Surveyed	Rent Per Month From ($)	To	Vacancies Number	Percentage
helor Apt.	88	45.	125.	0	0.0
edroom Apt.	686	55.	165.	1	.14
edroom Apt.	1445	80.	215.	6	.40
edroom Apt.	360	130.	350.	4	1.1

Total Vacancy Percentage - 0.3

Since 5% is considered to be a normal vacancy rate, it will be seen short the housing supply was in Kingston, even last May and June.

The public housing units in Kingston are administered by the Kingston
sing Authority. The units have always been occupied, and the Housing
ority always has a waiting list of tenants. Their records indicate waiting
figures as follows:

June 15, 1967 ------------------- 132 families, 15 senior citizens.
February 20, 1968 --------------- 191 families.
September 29, 1968 -------------- 269 families, 73 senior citizens.
January 2, 1969 ----------------- 363 families, 95 senior citizens.
September 30, 1969 -------------- 469 families, 152 senior citizens.

the above, it is evident that the need for more rent-geared-to-income
sing in Kingston is increasing every year. Even if the 408 units (296
ly and 112 senior citizen) of Ontario Housing which have been requested
ready for occupancy - and they are not - there would still be a waiting
for 173 family units and 40 senior citizens.

One of the main causes of the housing shortage in Kingston is the
t influx of students in the fall of each year. The vacancy rate for ac-
odation in 1966 was 2.5% and in 1967 had dropped to 0.7%.

The supply of residences suitable for families was reduced by 47 con-
sions into small apartments during the first 10 months of 1969.

Some students find it less expensive than living in University ac-
odation to group together to rent apartments and houses at rents much
er than average income families can afford. This has resulted in a number
amilies being forced out of their dwellings by rent increases so that the
lords can rent to students at higher rents. This situation affects low
me families in particular.

In the last seven years, Queen's University has doubled its student
lment, and is growing at the rate of approximately 11 percent per year.
projected enrolment for Queen's University, including McArthur College, to
is 10,185.

In 1968-69, a total of 2,225 students were accommodated in on-campus
ersity residences; of the remainder, being part-time and full-time stu-
s, 550 lived at home and 4,300 lived in private accommodation in the City.
he latter two groups about 3,000 were located within three-quarters of a
from the main campus and about 200 were accommodated in motels and hotels
use of the shortage of suitable residential accommodation. The University
s to influence the production of housing such that it will have some res-
ibility for housing up to 50% of the student enrolment in 1975-76.

While the University will have been responsible for introducing 260
ied student apartments and 96 single student units to the housing stock
ecember 1969, together with 576 units proposed on the West Campus in
, it is obvious that there will still be a considerable number of students
ing accommodation on the local market in the following years, and the
ersity is endeavouring to produce a meaningful housing policy.

As a result of this housing shortage, rents have risen considerably,
this also adds to the crisis. Many families who are on fixed incomes or
do not enjoy wage increases commensurate with inflationary trends are
le to pay steadily increasing rents and are forced to live in substandard
lings.

Since Kingston is one of the oldest cities in Canada, much of its
k of housing is much older than the stock of other cities. Our Housing
dards Officer has reported that to date this year he has inspected 149
ling units that fail to meet the standards of our Minimum Standards
sing By-Law and notices have been issued to repair the defects. In addi-
, 102 Orders to repair or demolish within six months have been issued.
hese repairs are not made, where will the families go?

We believe that, because of the large number of students which re-
re housing each year in Kingston, and because of the age of our housing
ck, our situation is more critical than in other municipalities which are
eriencing housing shortages, and we request a hearing with you to discuss
housing crisis in Kingston, and possible solutions.

Respectfully submitted,

Ald. K.W. Matthews,
Chairman, Fire, Legislation
and Housing Committee.

EDULE "A" ATTACHED TO THE BRIEF TO THE HONOURABLE STANLEY J. RANDALL

REPORT OF AN INVESTIGATION INTO EMERGENCY HOUSING

Need for Emergency Housing in Kingston:

Because of a lack of moderately priced housing in Kingston,[1] there
e been a number of families, in recent months, usually with three or more
ldren, who have found themselves homeless. Often families are prepared to
rents of up to $150.00 a month for accommodation, but owing to the large
ber of children in their families, they are often unacceptable tenants to
y property owners. When a family is faced with the prospect of being home-
s, there are two alternatives.

First, the family may request the Children's Aid Society to take the
ldren of the family into care until such time as housing is found to ac-
modate the entire family. This alternative is not always available, for
Children's Aid Society may not have homes in which to place these child-
. Also, the Children's Aid Society are very reluctant to separate child-
from their parents by admitting them to care, and when they are contacted
a family that is homeless, they endeavour to find accommodation for the
le family in order that they may stay together.

There are also several disadvantages of placing children temporarily
n the C.A.S.

(a) The emotional distress caused to the children and parents on
ng separated in this way is unmeasurable and may cause permanent damage.

(b) The cost of placing children in care with the Children's Aid
iety is far greater than the cost of moderately priced accommodation for
whole family.[2]

The second alternative available to some families is the placing of
children in the homes of friends around the City. Again,

(a) there may be emotional distress caused by such separation;

(b) the children often miss school because of the difficulties of
nsporting them across the City to their area school; and

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[1] Survey of Need and Demand for Ontario Housing for Families and
ior Citizens, City of Kingston, prepared by Ontario Housing Corporation,
uary 1969, pp. 16-17.

[2] See Monthly Report to Province and Municipalities, Children's
Society of the City of Kingston and County of Frontenac, as of December
1968.

(c) this solution often results in over-crowding in the accommoda- homes, frequently already over-crowded.

Over-crowding is a prime cause of illness and mental distress.

It would appear that a more appropriate solution for families who homeless would be a form of emergency housing which would be temporary mmodation for the entire family until more permanent housing can be found.

The family who were recently accommodated in the City Park Bathing e are an example of the type of family in need of Emergency Housing. A drove this family with seven children out of their home into crowded ng in three rooms, together with another family with six children.

One of the children became seriously disturbed emotionally. All of children contracted influenza and the mother developed pneumonia.

Although the Bathing House was inadequate in many ways, it was cer- ly a more desirable accommodation than the three-roomed apartment. This ly have now moved into more permanent accommodation after three weeks.

r Cases

The Association for Tenants Action have documented records of ten lies who were homeless at the end of September 1968. Many of these fa- es were asked to vacate in order to rent to students.

Example: Mother and three children, separated from husband, asked acate apartment by the end of September in order that students could in. Mother unsuccessfully requested Children's Aid Society to take dren into care. The children were sent to live with the father, who ugh custody proceedings, had been found to be an unfit parent.

Mother went to live with friends. She finally found accommodation the whole family at the beginning of December 1968.

Padre Griffen estimated he received an average of 20 to 25 calls a from people who needed some form of housing accommodation immediately.

The Salvation Army said they received between 12 and 15 calls a month families who had at least three children and who were desperate for some of accommodation. They also received a larger number of calls from le, who, although not so desperate, did require accommodation.

Other churches in the City occasionally receive similar calls.

It does appear that the vacancy rate of rented accommodation is much r in winter months than in the months of May to September. The great ux of students into the City in September accounts a great deal for the t housing situation in Kingston.[3] Thus the need for Emergency Housing uch greater in the winter. Also, unheated temporary accommodation such ottages, can be used in the summer. With increasing numbers of students nding Queen's University, it appears we will once again face in the win- of 1969-70 a need for some form of Emergency Housing. We should be fully ared for this eventuality.

---

[3] See *Survey of Need and Demand*, *op. cit.*, "Existing Housing," 8-17.

Public Works Report No. 108

December 1, 1969

To the Mayor and Members of Council

Gentlemen:

The Public Works Committee recommends as follows -

1. That Clause 2 of Public Works Report No.77, insofar as it refers to the price for coarse winter control salt be amended to read "12.39 (T.I.P.) per ton" instead of "12.19 (T.I.P.) per ton".

Respectfully submitted,

Chairman

Parks, Recreation and Property Report No. 109

November 26, 1969.

To the Mayor and Members of Council

Gentlemen:

The Committee on Parks, Recreation and Property recommends as follows -

1. That the following accounts be paid -

M. Smilsky Ltd - $750.00 - sod
Gus Marker Block and Tile Ltd - $871.62 - concrete products

Respectfully submitted,

Chairman

REPORT NO. 110

To the Mayor and Members of Council   Kingston, November 27, 1969.

The City of Kingston Planning Board reports and recommends as follows:

1. That a by-law be presented to Council to amend the Official Plan from Residential to Commercial for Part of Lots 222 and 223, Registered Plan 414, and Part of Farm Lot 24, Concession 2 from the North side of Concession Street to the southerly limit of the proposed expressway, between Grey and Alfred Streets.

2. That a by-law be presented to Council to authorize the execution of an agreement with Shell Canada Ltd. that in conjunction with the zone change for their property on the north side of Concession Street between Grey and Alfred Streets the following requirements be observed:

   (a) That a buffer or screen wall be erected at the rear of the property;

   (b) That the triangular strip of land on the west side of Alfred Street approximately 156 feet long, with a depth of 20 feet at Concession Street tapering to 10 feet at the northerly limit of the property be deeded to the City for the realignment of Alfred Street at Concession.

3. That, as requested by Shell Canada Limited, a by-law be presented to Council to amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" by adding the following section:

   Notwithstanding the extent and boundaries of the Zoning Maps referred to in Section 3.2, the land described as Part of Lot 223, Reg. Plan 414 and part of Farm Lot 24, Concession 2, on the North side of Concession Street between Grey and Alfred Streets, as shown on a map prepared by the Planning Office, dated November 27, 1969, with an approximate depth of 156 feet, be deemed to be included in the C 2 Zone and that notwithstanding the C 2 regulations as stated in Section 12.2.2 requiring a minimum front yard of 50 feet, Shell Canada Ltd. be permitted a reduction in the setback to 20 feet.

4. That a by-law to designate as areas of Subdivision Control in the City of Kingston those lots in the area defined by a line located mid-way between King and Ontario Streets, West Street, Clarence Street and the extension of West and Clarence Streets to the outermost limits of the City of Kingston as defined by Provincial Legislation or decisions of the Ontario Municipal Board be presented for first reading.

Respectfully submitted,

(Chairman)

REPORT NO. 111

To the Mayor and Members of Council

Kingston, December 3, 1969

The Committee on Finance and Accounts reports and recommends as follows:

1. That, in accordance with the By-Laws of Queen's University Council governing the election of Trustees by Benefactors whereby the City may nominate certain Trustees,

    (a) Mr. J. S. Dewar, B.Sc., Toronto, Ontario, be nominated to serve until 20 April, 1974, and

    (b) Mr. W. V. Moore, B.Comm., Toronto, Ontario, be nominated to serve until 20 April, 1973.

2. That by-laws be presented to Council to fix the price for which the westerly 59 feet of the closed portion of Palace Road from Johnson Street, as widened, southerly to Sir John A. Macdonald Boulevard, shall be sold at $2,000. plus survey and legal costs and be subject to easements for services and utilities, if any, on, over or under the land.

3. That, as recommended by the Rideaucrest Home Committee, the following budget appropriation amendment be approved:

	Increase	Decrease
RIDEAUCREST HOME		
Administration Expenses		
Maintenance of Equipment	$1,548.	-
Freight - Express	43.	-
Office Supplies	114.	-
Replacement of Furnishings	-	$1,705.
	$1,705.	$1,705.

4. That, as requested by the Rideaucrest Home Committee, the following budget appropriation amendment be approved due to unexpected expense incurred by payments to the Workmen's Compensation Board because of an accident to one of the employees at the Rideaucrest Home:

	Increase	Decrease
EXPENDITURES		
RIDEAUCREST		
Other Expenditures - Workmen's Compensation	$3,000.	-
FINANCE Unclassified - Contingencies	-	$ 900.
REVENUE		
RIDEAUCREST Provincial Subsidy (at 70%)	$2,100.	-

5. That, as recommended by the City Treasurer, a by-law be presented to Council to amend By-Law No. 99, "A By-Law to Authorize the Treasurer to Receive Advance Payments of Taxes and to Allow a Discount Thereon" to provide that the rate of discount be increased from 6% to 8%, the maximum allowable by the Province, effective January 1, 1970.

6. That a by-law be presented to Council to authorize the execution of an agreement with Cecil R. Henderson and Helen C. Henderson to provide that the City will purchase their property at 160 Portsmouth Avenue (being Lot 4, Plan 389) on or before January 31, 1970, for the sum of $19,000.00 on the following understanding:

   (a) that $500.00 be paid forthwith which will be credited on account of purchase money on closing;

   (b) $18,500. to be paid on closing, subject to usual adjustments, and

   (c) that Mr. & Mrs. Henderson may rent 160 Portsmouth Avenue from the City for a period of six months at a rental of $75.00 per month commencing February 1, 1970, and that any further tenancy to be arranged on a month to month basis.

   -and-

   That the sum of $500.00 be charged to appropriation "Finance - Contributions from Revenue Fund - Capital Expenditures".

7. That, as recommended by the Public Works Committee, a by-law be presented to Council to amend By-Law No. 14, "A By-Law Relating to Sewers and Drains", to provide that Section 5 of Schedule "B" provides that lots shall be granted exemptions as provided under Section 28 of The Local Improvement Act, so that exemptions shall also be granted to irregularly shaped lots, lots partly unsuitable for building and lots, other than corner lots, with two limits abutting on the municipal sewer."

Respectfully submitted,

(CHAIRMAN)

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 9 receive their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Laws 2 to 9 their second reading.

Ald. Kuyek, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Laws 8 and 9 their third reading.

(e) That By-Laws 8 to 14 be given their third reading.

(1) A By-Law to Designate Certain Unsubdivided Lots in the City of Kingston as Areas of Subdivision Control (Waterfront).

(FIRST READING) (PROPOSED NO. 6519)
Clause 4, Report No. 110

(2) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 88 - Repeal Section 1(4) of By-Law No. 6473 and Add New Section 17(a) to By-Law No. 13).

(THREE READINGS) (PROPOSED NO. 6520)
Clause 1, Report No. 88
&
Requirement of Department of Transport

(3) A By-Law to Amend the Official Plan (Amendment No. 53: North Side Concession Street from Grey to Alfred Streets - Residential to Commercial).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6521)
Clause 1, Report No. 110

(4) A By-Law to Authorize the Execution of an Agreement with Shell Canada Limited (Re-Zoning North Side of Concession Street from Grey to Alfred Streets).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6522)
Clause 2, Report No. 110

(5) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Exception: North Side of Concession Street from Grey to Alfred Streets - C2 - Commercial).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6523)
Clause 3, Report No. 110

(6) A By-Law to Fix the Price for Which the Westerly 59 Feet of the Closed Portion of Palace Road from Johnson Street, as Widened, Southerly to Sir John A. Macdonald Boulevard, Shall be Sold.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6524)
Clause 2, Report No. 111

(7) A By-Law to Amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" (Amend Section 5 of Schedule "B").

(FIRST AND SECOND READING) (PROPOSED NO. 6525)
Clause 7, Report No. 111

(8) A By-Law to Amend By-Law No. 99, "A By-Law to Authorize the Treasurer to Receive Advance Payments of Taxes and to Allow a Discount Thereon" (Increase Rate of Discount to 8% per annum effective January 1, 1970).

(THREE READINGS) (PROPOSED NO. 6526)
Clause 5, Report No. 111

(9) A By-Law to Authorize the Execution of an Agreement with Cecil R. Henderson and Helen C. Henderson (Option to Purchase 160 Portsmouth Avenue).

(THREE READINGS) (PROPOSED NO. 6527)
Clause 6, Report No. 111

(10) A By-Law to Authorize the Execution of an Agreement with Mrs. Mary Van Alstine (Sewer Easement from 61 Shaw Street Across South-Westerly Corner of Lot 3, Plan 793).

(THIRD READING) (NO. 6437)
Clause 13, Report No. 78

(11) A By-Law to Authorize the Execution of an Agreement with Queen's University at Kingston (Parking Information Signs on Street Allowances).

(THIRD READING) (NO. 6476)
Clause 4, Report No. 88

(12) A By-Law to Authorize the Construction of a Parking Lot on the North Side of Brock Street between Barrie and Clergy Streets (Old Fire Hall Site) and to Provide for the Issuing of Debentures in the Amount of $20,000.00.

(THIRD READING) (NO. 6503)
Clause 21, Report No. 100

(Note: Amended on Third Reading to include provision for issuing of Debentures).

(13) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 101).

(THIRD READING) (NO. 6506)
Clause 1, Report No. 101

(14) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clause 1, Report No. 101).

(THIRD READING) (NO. 6507)
Clause 1, Report No. 101

MOTIONS

CITY COUNCIL MEETING NO. 24

The Regular Meeting of City Council Was Held in the Council Chamber on Monday, December 8, 1969, at 8:29 p.m., His Worship Mayor Swain presiding.

Moved by Ald. Brightman,
Seconded by Ald. Cook,

That Rule 7 be suspended for the purpose of commencing the Council meeting at 8:29 p.m.

CARRIED

ROLL CALL

Mayor Swain, Ald. Brightman, Ald. Cook, Ald. Enright, Ald. Hunter, Ald. Keenleyside, Ald. Keyes, Ald. Kuyek, Ald. Matthews, Ald. Meister, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts. (15)

TABLING OF DOCUMENTS

(1) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to October, inclusive, 1969:

	1968 Jan. to Oct.	1969 Jan. to Oct.
REVENUE	$438,161.	$409,591.
EXPENDITURES		
Total Operating Expenses:	$588,403.	$593,530.
Less Revenue:	(-) 438,161.	(-) 409,591.
NET OPERATING DEFICIT:	$150,242.	$183,939.
Plus:		
Pro-Rated Debenture Charges	(+) 81,446.	(+) 82,829.
TOTAL DEFICIT FOR PERIOD:	$231,688.	$266,768.

(NOTE: Current Fare Schedule introduced for Adults July 2, 1969, and for Students September 1, 1969.)

(2) Copy of *The Ontario Municipal Association Resolutions adopted at the 71st Annual Convention, 1969.*

(3) Copy of Order No. R-7273 of the Railway Transport Committee, Canadian Transport Commission, dated November 18, 1969, authorizing the C.N.R. and C.P.R. to operate their engines, cars and trains under the Division Street Overpass.

MINUTES

Moved by Ald. Meister,
Seconded by Ald. Speal,

That the minutes of City Council Meeting No. 23, held November 24, 1969, be adopted as printed.

CARRIED

COMMUNICATIONS

To be Filed:

(1) From the:

- (a) City of Chatham,
- (b) City of Niagara Falls,
- (c) City of Cornwall,
- (d) City of Galt,
- (e) City of Guelph,
- (f) City of Kitchener,
- (g) City of Belleville, and
- (h) City of Oshawa,

notifying of their endorsement of Council's resolution (R.99(3)69) requesting broader powers for municipalities to control unnecessary noise.

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(2) From Mr. D. L. Hardtman, Q.C., City Solicitor, reporting on the Hearings held before the Ontario Municipal Board on November 6, 1969, on the City's Zoning By-Laws:

(a) No. 6311, (Additional Parking Requirements - Delete Definition of Boarding and Lodging Houses), and

(b) No. 6313, (Lands at Rear of West Side of Montreal Street Adjacent to Crestview II - R2 to R3), and

notifying that the Board approved both by-laws.

(3) From Mr. Syl Apps, M.P.P., Kingston and the Islands, acknowledging receipt of copies of Council's resolutions:

(a) (R.103(2)69) endorsing the resolution of the City of London concerning Suburban Roads, and

(b) (R.105(1)69) endorsing the resolution of the City of Owen Sound concerning lowering the municipal voting age to 18 years.

(4) From the City of London, notifying that they did NOT endorse Council's resolution (R.99(3)69) requesting broader powers for municipalities to control unnecessary noise.

(5) From the:

(a) Town of Oakville, and
(b) City of Guelph,

notifying of their endorsement of Council's resolution (R.98(1)69) requesting the enactment of legislation to permit municipalities to preserve and protect buildings of particular architectural and historic merit.

To be Referred to the Negotiating Committee:

(6) From The Kingston Professional Fire Fighters' Association, Local 498, submitting their preliminary proposals to amend their collective agreement with the City for 1970 and requesting a meeting with the Negotiating Committee on December 11, 1969, at 1:30 p.m.

(Note: Copy of this letter distributed to all members of Council by the Fire Fighters' Association).

To be Referred to the Traffic and Streets Committee:

(7) From the office of the Vice-Principal (Administration), Queen's University, enclosing copy of letter to the Canadian Penitentiary Service concerning Penitentiary property on the east side of Sir John A. Macdonald Blvd. between King and Union Streets and stating:

> *" ... We have now had an opportunity to study the effects of the future widening of Sir John A. Macdonald Boulevard and related matters on the property in question. As a result of our study, we have concluded that the University is no longer interested in acquiring this property in view of the limited and geometrically unsuitable area which would remain for building purposes and the relative inaccessibility of the site which would result from the widening. ..."*

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee:

(8) From the City of London, requesting that their following resolution be endorsed:

"THAT WHEREAS all levels of government are concerned about the devastating effects of inflation;

AND WHEREAS the Federal and Provincial Governments are discussing the need for price controls as a means of controlling inflation;

AND WHEREAS recently announced price increases for hydro-electric power in Ontario will cause another round of price increases thereby contributing further to inflation;

THEREFORE BE IT RESOLVED that the Government of Ontario be requested to rescind the announced hydro-electric power rate increase."

To be Filed:

(9) From the City of Niagara Falls, notifying of their endorsement of Council's resolution (R.83(1)69) concerning Social Services payments under the General Welfare Assistance Act with an amendment that the Provincial Government carry out periodic reviews of the payments provided under the Act in order that the increased cost of living might be reflected therein.

(10) From Mr. Syl Apps, M.P.P., Kingston and the Islands, acknowledging receipt of Council's resolution (R.106(1)69) endorsing the resolution of the City of Barrie requesting that the residential property tax reduction be returned to the municipal councils as an unconditional grant and thereby letting the public truly understand the educational tax cost.

(11) From Headway Corporation Limited, submitting an application to amend the Official Plan on a portion of the north side of Weller Avenue to permit residential construction, and notifying that they will be submitting an application to re-zone these lands.

(To be Referred to the Planning Board)

To be Referred to the Traffic and Streets Committee:

(12) From:

Mr. S. McPolin, 119 Byron Crescent,
Alice Lytle, 411 College Street,
Mr. Donald B. Good, 153 Brock Street,
Mr. and Mrs. G. Tuepah, 262 Yonge Street,
Mr. Edward W. Williams, 25 Grey Street,
E. S. Lee, 23 Grey Street,
Mr. Edward Light, 26 Grey Street,
Mrs. V. M. Davis, 33 Thomas Street,
James and Irene Mooney, 371 Division Street,
John and Catherine Reid, 29 Grey Street,
Dominec and Jacqueline Di Rocco, 24 Grey Street,
J. B. and Mary White, 336 Palace Road,
Mrs. Marilyn McRae, 26 Cowdy Street,
Evelyn Beyan, 181 Russell Street,
Mr. Robert C. Alarie, 34 Grey Street,
Mr. Wally Elmer, 349 Princess Street,
Mr. Henry F. Smith, 194 Bagot Street, and

(Which have been referred to the Ontario Municipal Board.)

Alex Carsen and M. Markotich

(Which was received after Dec. 3, 1969, and has not been referred to the Ontario Municipal Board)

objecting to the proposed East-West Expressway.

COMMUNICATIONS (cont'd)

Which Has Been Referred to the Finance and Accounts Committee:

(13) From the Department of Public Works (Canada), notifying that it is proposed to construct the new Postal Station "A" on the south part of the Government's property at 508 Portsmouth Avenue, and requesting the confirmation of the City as to the acceptability of this location from a convenience point of view.

PETITIONS

(1) Having 377 signatures and stating:

"We, the undersigned, hereby petition the Council of the Corporation of the City of Kingston and we take this opportunity of expressing our objection to the proposed Expressway incident to the expansion of the East-West Expressway.

A Public Meeting should first be held in order to assess the desirability of the proposed route and its overall costs. We are of the opinion that this proposed Expressway will cause abnormal increase in our already high tax rate.

We believe that this will be a road to nowhere and is not justified. We therefore request that the Ontario Municipal Board, pursuant to the Ontario Statutes, that the assent of the electors be taken on this very important understanding."

(Referred to the Traffic and Streets Committee and which has been referred to the Ontario Municipal Board).

(2) Presented by Ald. Matthews, having 11 signatures, and stating:

"We the undersigned residents on Russell Street do hereby petition the Corporation of the City of Kingston to petition the County Court Judge to close the 15 feet right of way, running East and West at the rear of 159 to 181 Russell Street."

(Referred to Traffic and Streets Committee)

(3) Presented by Ald. Matthews, having 11 signatures, and stating:

"We the undersigned residents on Joseph Street do hereby petition the Corporation of the City of Kingston to petition the County Court Judge to close the 15 feet right of way, running East and West at the rear of 136 to 158 Joseph Street."

(Referred to Traffic and Streets Committee)

REPORTS

Ald. Matthews presented Report No. 107 of the Committee on Fire, Legislation and Housing as follows.

Moved by Ald. Matthews, seconded by Ald. Travers, That Report No. 107 of the Fire, Legislation and Housing Committee be received and adopted clause by clause.

REPORT NO. 107

To the Mayor and Members of Council Kingston, December 5, 1969

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That Ontario Housing Corporation be requested to update their Survey of Need and Demand undertaken in the fall of 1968 and presented in January of 1969, to determine the need and effective demand for family rental housing accommodation on a geared-to-income basis, and senior citizen rental housing accommodation on a geared-to-income basis in the City of Kingston.

CARRIED

Report No. 107 - Fire, Legislation and Housing Committee (cont'd)

2. That, as requested by the Big Brother Association of Kingston and District, the week of January 4 to January 11, 1970, be proclaimed as "Big Brother Week" in Kingston.

CARRIED

3. That the brief on housing prepared by the Fire, Legislation and Housing Committee, which is attached to this report as Schedule "A", be forwarded to the Honourable Stanley J. Randall, Minister of Trade and Development, with the request for a hearing to discuss the housing situation in Kingston.

CARRIED

Respectfully submitted,

(signed) K. W. Matthews (CHAIRMAN)
D. J. Travers
C. J. Meister
Joan Kuyek
D. G. Timmins

SCHEDULE "A" TO REPORT NO. 107,
FIRE, LEGISLATION AND HOUSING
COMMITTEE

The Honourable Stanley J. Randall,
Minister of Trade and Development,
950 Yonge Street,
Toronto, Ontario.

Re: Housing - City of Kingston

Dear Sir:

For the past several years, the City of Kingston, like many other urban municipalities, has experienced a severe shortage of housing for its residents, particularly for those families in the low income group.

In January 1969, City Council established a special housing committee to investigate and report on the housing situation. A copy of a report prepared by this Housing Sub-Committee is attached herewith as Schedule "A".

In 1968 City Council requested Ontario Housing Corporation to update their 1965 Survey, and in the Survey of Need and Demand submitted in January of this year, it was recommended by Ontario Housing Corporation that a total of 236 units of public housing be constructed. This figure was broken down into 184 units of family accommodation and 52 units of senior citizen housing.

Since the beginning of this year, our City Council has recommended that Ontario Housing Corporation provide a total of 408 units of public housing, in addition to the 203 rent-geared-to-income units already in existence. In a further move to alleviate the housing shortage, the City has also entered into the field of non-profit Housing Projects. It has incorporated City of Kingston Housing Limited with an authorized capital of $200,000.00. An application has been made to Central Mortgage and Housing Corporation for a loan of $1,148,000.00 for the construction of 76 units of row-housing for families, on City owned land.

The construction starts on dwelling units in Kingston for the period ended October 31, 1969 totalled 532 compared to 336 for the same period a year ago. However, in the same period, the formation of new households as indicated by the number of marriage licenses issued, amounted to 803. With births totalling 1,724 and deaths 916, there is a widening gap between the increasing need for new dwelling units and the increase in supply.

It is also generally agreed that new housing starts are not geared to persons with low incomes and for many of these persons, the housing situation in Kingston is still critical. According to a survey conducted in May and June of this year by Central Mortgage and Housing Corporation - and May and June are the least critical months in the Kingston housing market - the following information was obtained:

SCHEDULE "A" TO REPORT NO. 107 (cont'd)

RENTAL VACANCY SURVEY - KINGSTON & AREA - MAY & JUNE 1969

Class of Unit	Number Surveyed	Rent Per Month ($) From	To	Vacancies Number	Percentage
Bachelor Apt.	88	45.	125.	0	0.0
1 Bedroom Apt.	686	55.	165.	1	.14
2 Bedroom Apt.	1445	80.	215.	6	.40
3 Bedroom Apt.	360	130.	350.	4	1.1

Total Vacancy Percentage - 0.3

Since 5% is considered to be a normal vacancy rate, it will be seen how short the housing supply was in Kingston, even last May and June.

The public housing units in Kingston are administered by the Kingston Housing Authority. The units have always been occupied, and the Housing Authority always has a waiting list of tenants. Their records indicate waiting list figures as follows:

June 15, 1967 ---------------- 132 families, 15 senior citizens
February 20, 1968 ------------ 191 families
September 29, 1968 ----------- 269 families, 73 senior citizens
January 2, 1969 -------------- 363 families, 95 senior citizens
September 30, 1969 ----------- 469 families, 152 senior citizens.

From the above, it is evident that the need for more rent-geared-to-income housing in Kingston is increasing every year. Even if the 408 units (296 family and 112 senior citizen) of Ontario Housing which have been requested were ready for occupancy - and they are not - there would still be a waiting list for 173 family units and 40 senior citizens.

One of the main causes of the housing shortage in Kingston is the great influx of students in the fall of each year. The vacancy rate for accommodation in 1966 was 2.5% and in 1967 had dropped to 0.7%.

The supply of residences suitable for families was reduced by 47 conversions into small apartments during the first 10 months of 1969.

Some students find it less expensive than living in University accommodation to group together to rent apartments and houses at rents much higher than average income families can afford. This has resulted in a number of families being forced out of their dwellings by rent increases so that the landlords can rent to students at higher rents. This situation affects low income families in particular.

In the last seven years, Queen's University has doubled its student enrolment, and is growing at the rate of approximately 11 percent per year. The projected enrolment for Queen's University, including McArthur College, to 1975 is 10,185.

In 1968-69, a total of 2,225 students were accommodated in on-campus university residences; of the remainder, being part-time and full-time students, 550 lived at home and 4,300 lived in private accommodation in the City. Of the latter two groups about 3,000 were located within three-quarters of a mile from the main campus and about 200 were accommodated in motels and hotels because of the shortage of suitable residential accommodation. The University hopes to influence the production of housing such that it will have some responsibility for housing up to 50% of the student enrolment in 1975-76.

While the University will have been responsible for introducing 260 married student apartments and 96 single student units to the housing stock by December 1969, together with 576 units proposed on the West Campus in 1970, it is obvious that there will still be a considerable number of students seeking accommodation on the local market in the following years, and the University is endeavouring to produce a meaningful housing policy.

As a result of this housing shortage, rents have risen considerably, and this also adds to the crisis. Many families who are on fixed incomes or who do not enjoy wage increases commensurate with inflationary trends are unable to pay steadily increasing rents and are forced to live in substandard dwellings.

Since Kingston is one of the oldest cities in Canada, much of its stock of housing is much older than the stock of other cities. Our Housing Standards Officer has reported that to date this year he has inspected 149 dwelling units that fail to meet the standards of our Minimum Standards Housing By-Law and notices have been issued to repair the defects. In addition, 102 Orders to repair or demolish within six months have been issued. If these repairs are not made, where will the families go?

We believe that, because of the large number of students which require housing each year in Kingston, and because of the age of our housing stock, our situation is more critical than in other municipalities which are experiencing housing shortages, and we request a hearing with you to discuss the housing crisis in Kingston, and possible solutions.

Respectfully submitted,

Ald. K. W. Matthews,
Chairman, Fire, Legislation
and Housing Committee.

SCHEDULE "A" ATTACHED TO THE BRIEF TO THE HONOURABLE STANLEY J. RANDALL

REPORT OF AN INVESTIGATION INTO EMERGENCY HOUSING

The Need for Emergency Housing in Kingston:

Because of a lack of moderately priced housing in Kingston,(1) there have been a number of families, in recent months, usually with three or more children, who have found themselves homeless. Often families are prepared to pay rents of up to $150.00 a month for accommodation, but owing to the large number of children in their families, they are often unacceptable tenants to many property owners. When a family is faced with the prospect of being homeless, there are two alternatives.

First, the family may request the Children's Aid Society to take the children of the family into care until such time as housing is found to accommodate the entire family. This alternative is not always available, for the Children's Aid Society may not have homes in which to place these children. Also, the Children's Aid Society are very reluctant to separate children from their parents by admitting them to care, and when they are contacted by a family that is homeless, they endeavour to find accommodation for the whole family in order that they may stay together.

There are also several disadvantages of placing children temporarily with the C.A.S.

(a) The emotional distress caused to the children and parents on being separated in this way is unmeasurable and may cause permanent damage.

(b) The cost of placing children in care with the Children's Aid Society is far greater than the cost of moderately priced accommodation for the whole family.(2)

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(1) Survey of Need and Demand for Ontario Housing for Families and Senior Citizens, City of Kingston, prepared by Ontario Housing Corporation, January 1969, pp. 16-17.

(2) See Monthly Report to Province and Municipalities, Children's Aid Society of the City of Kingston and County of Frontenac, as of December 31, 1968.

SCHEDULE "A" ATTACHED TO THE BRIEF TO THE HONOURABLE STANLEY J. RANDALL (cont'd)

The Need for Emergency Housing in Kingston (cont'd)

The second alternative available to some families is the placing of the children in the homes of friends around the City. Again,

(a) there may be emotional distress caused by such separation;

(b) the children often miss school because of the difficulties of transporting them across the City to their area school; and

(c) this solution often results in over-crowding in the accommodating homes, frequently already over-crowded.

Over-crowding is a prime cause of illness and mental distress.

It would appear that a more appropriate solution for families who are homeless would be a form of emergency housing which would be temporary accommodation for the entire family until more permanent housing can be found.

The family who were recently accommodated in the City Park Bathing House are an example of the type of family in need of Emergency Housing. A fire drove this family with seven children out of their home into crowded living in three rooms, together with another family with six children.

One of the children became seriously disturbed emotionally. All of the children contracted influenza and the mother developed pneumonia.

Although the Bathing House was inadequate in many ways, it was certainly a more desirable accommodation than than the three-roomed apartment. This family have now moved into more permanent accommodation after three weeks.

Other Cases

The Association for Tenants Action have documented records of ten families who were homeless at the end of September 1968. Many of these families were asked to vacate in order to rent to students.

Example: Mother and three children, separated from husband, asked to vacate apartment by the end of September in order that students could move in. Mother unsuccessfully requested Children's Aid Society to take children into care. The children were sent to live with the father, who through custody proceedings, had been found to be an unfit parent.

Mother went to live with friends. She finally found accommodation for the whole family at the beginning of December 1968.

Padre Griffen estimated he received an average of 20 to 25 calls a week from people who needed some form of housing accommodation immediately.

The Salvation Army said they received between 12 and 15 calls a month from families who had at least three children and who were desperate for some form of accommodation. They also received a larger number of calls from people, who, although not so desperate, did require accommodation.

Other churches in the City occasionally receive similar calls.

It does appear that the vacancy rate of rented accommodation is much lower in winter months than in the months of May to September. The great influx of students into the City in September accounts a great deal for the tight housing situation in Kingston.(3) Thus the need for Emergency Housing is much greater in the winter. Also, unheated temporary accommodation such as cottages, can be used in the summer. With increasing numbers of students attending Queen's University, it appears we will once again face in the winter of 1969-70 a need for some form of Emergency Housing. We should be fully prepared for this eventuality.

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(3) See Survey of Need and Demand, op. cit., "Existing Housing", pp. 8-17.

Ald. Keyes presented Report No. 108 of the Committee on Public Works as follows.

Moved by Ald. Keyes, seconded by Ald. Hunter, That Report No. 108 of the Public Works Committee be received and adopted.

REPORT NO. 108

To the Mayor and Members of Council Kingston, December 1, 1969

The Public Works Committee recommends as follows:

1. That Clause 2 of Public Works Report No. 77, insofar as it refers to the price for coarse winter control salt be amended to read "12.39 (T.I.P.) per ton" instead of "12.19 (T.I.P.) per ton".

CARRIED

Respectfully submitted,

(signed) *K. Keyes* (CHAIRMAN)
H. G. Hunter
D. G. Timmins
G. Vosper
E. Watts

Ald. Cook presented Report No. 109 of the Committee on Parks, Recreation and Property as follows.

Moved by Ald. Cook, seconded by Ald. Brightman, That Report No. 109 of the Parks, Recreation and Property Committee be received and adopted.

REPORT NO. 109

To the Mayor and Members of Council Kingston, November 26, 1969

The Committee on Parks, Recreation and Property recommends as follows:

1. That the following accounts be paid:

M. Smilsky Ltd.	- $750.00	- sod
Gus Marker Block and Tile Ltd.	- $871.62	- concrete products.

CARRIED

Respectfully submitted,

(signed) *W. T. J. Cook* (CHAIRMAN)
V. C. Brightman
J. L. Keenleyside
Joan Kuyek
D. G. Timmins

Ald. Speal presented Report No. 110 of the City of Kingston Planning Board as follows.

Moved by Ald. Speal, seconded by Ald. Vosper, That Report No. 110 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 110

To the Mayor and Members of Council Kingston, November 27, 1969

The City of Kingston Planning Board reports and recommends as follows:

1. That a by-law be presented to Council to amend the Official Plan from Residential to Commercial for Part of Lots 222 and 223, Registered Plan 414, and Part of Farm Lot 24, Concession 2 from the North side of Concession Street to the southerly limit of the proposed expressway, between Grey and Alfred Streets.

(See By-Law No. 6521) *CARRIED*

Report No. 110 - City of Kingston Planning Board (cont'd)

2. That a by-law be presented to Council to authorize the execution of an agreement with Shell Canada Ltd. that in conjunction with the zone change for their property on the north side of Concession Street between Grey and Alfred Streets the following requirements be observed:

   (a) That a buffer or screen wall be erected at the rear of the property;

   (b) That the triangular strip of land on the west side of Alfred Street approximately 156 feet long, with a depth of 20 feet at Concession Street tapering to 10 feet at the northerly limit of the property be deeded to the City for the realignment of Alfred Street at Concession.

(See By-Law No. 6522) *CARRIED*

3. That, as requested by Shell Canada Limited, a by-law be presented to Council to amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" by adding the following section:

   Notwithstanding the extent and boundaries of the Zoning Maps referred to in Section 3.2, the land described as Part of Lot 223, Reg. Plan 414 and part of Farm Lot 24, Concession 2, on the North side of Concession Street between Grey and Alfred Streets, as shown on a map prepared by the Planning Office, dated November 27, 1969, with an approximate depth of 156 feet, be deemed to be included in the C2 Zone, and that notwithstanding the C2 regulations as stated in Section 12.2.2 requiring a minimum front yard of 50 feet, Shell Canada Ltd. be permitted a reduction in setback to 20 feet.

(See By-Law No. 6523) *CARRIED*

4. That a by-law to designate as areas of Subdivision Control in the City of Kingston those lots in the area defined by a line located mid-way between King and Ontario Streets, West Street, Clarence Street and the extension of West and Clarence Streets to the outermost limits of the City of Kingston as defined by Provincial Legislation or decisions of the Ontario Municipal Board be presented for first reading.

(See By-Law No. 6519) *CARRIED*

Respectfully submitted,

(signed) *George N. Speal*
E. V. Swain
G. Vosper

Ald. Keyes presented Report No. 111 of the Committee on Finance and Accounts as follows.

Council consented to the withdrawal of clause 2, and to the addition of clauses 8 to 12 for presentation to Council.

Moved by Ald. Keyes, seconded by Ald. Cook, That Report No. 111 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 111

To the Mayor and Members of Council Kingston, December 3, 1969

1. That, in accordance with the By-Laws of Queen's University Council governing the election of Trustees by Benefactors whereby the City may nominate certain Trustees,

   (a) Mr. J. S. Dewar, B.Sc., Toronto, Ontario, be nominated to serve until 20 April, 1974, and

   (b) Mr. W. V. Moore, B.Comm., Toronto, Ontario, be nominated to serve until 20 April, 1973.

CARRIED 13:2
(Ald. Kuyek and Ald. Meister opposed)

Report No. 111 - Finance and Accounts Committee (cont'd)

2. That by-laws be presented to Council to fix the price for which the westerly 59 feet of the closed portion of Palace Road from Johnson Street, as widened, southerly to Sir John A. Macdonald Boulevard, shall be sold at $2,000. plus survey and legal costs and be subject to easements for services and utilities, if any, on, over or under the land.

(See By-Law No. 6524) *WITHDRAWN*

3. That, as recommended by the Rideaucrest Home Committee, the following budget appropriation amendment be approved:

	Increase	Decrease
RIDEAUCREST HOME		
Administration Expenses		
Maintenance of Equipment	$1,548.	-
Freight - Express	43.	-
Office Supplies	114.	-
Replacement of Furnishings	-	$1,705.
	$1,705.	$1,705.

CARRIED

4. That, as requested by the Rideaucrest Home Committee, the following budget appropriation amendment be approved due to unexpected expense incurred by payments to the Workmen's Compensation Board because of an accident to one of the employees at the Rideaucrest Home:

	Increase	Decrease
EXPENDITURES		
RIDEAUCREST		
Other Expenditures - Workmen's Compensation	$3,000.	-
FINANCE Unclassified - Contingencies	-	$ 900.
REVENUE		
RIDEAUCREST Provincial Subsidy (at 70%)	$2,100.	-

CARRIED

5. That, as recommended by the City Treasurer, a by-law be presented to Council to amend By-Law No. 99, "A By-Law to Authorize the Treasurer to Receive Advance Payments of Taxes and to Allow a Discount Thereon" to provide that the rate of discount be increased from 6% to 8%, the maximum allowable by the Province, effective January 1, 1970.

(See By-Law No. 6526) *CARRIED*

6. That a by-law be presented to Council to authorize the execution of an agreement with Cecil R. Henderson and Helen C. Henderson to provide that the City will purchase their property at 160 Portsmouth Avenue (being Lot 4, Plan 389) on or before January 31, 1970, for the sum of $19,000.00 on the following understanding:

(a) that $500.00 be paid forthwith which will be credited on account of purchase money on closing;

(b) $18,500. to be paid on closing, subject to usual adjustments, and

(c) that Mr. & Mrs. Henderson may rent 160 Portsmouth Avenue from the City for a period of six months at a rental of $75.00 per month commencing February 1, 1970, and that any further tenancy to be arranged on a month to month basis.

-and-

Report No. 111 - Finance and Accounts Committee (cont'd)

6. (cont'd)

That the sum of $500.00 be charged to appropriation "Finance - Contributions from Revenue Fund - Capital Expenditures".

(See By-Law No. 6527) *CARRIED*

7. That, as recommended by the Public Works Committee, a by-law be presented to Council to amend By-Law No. 14, "A By-Law Relating to Sewers and Drains", to provide that Section 5 of Schedule "B" provides that lots shall be granted exemptions as provided under Section 28 of The Local Improvement Act, so that exemptions shall also be granted to irregularly shaped lots, partly unsuitable for building and lots, other than corner lots, with two limits abutting on the municipal sewer.

(See By-Law No. 6525) *CARRIED*

8. That, as recommended by the Industrial Commission, a by-law be presented to Council to authorize the execution of an agreement with Mr. J. Grant Clarke to give him a 90 day option on approximately 25 acres of City owned industrial land located on the west side of Lappan's Lane and extending northerly from the Hydro easement on the following conditions:

(1) The price of the land will be $1,200. per acre and survey costs plus the cost of servicing as detailed herewith:

(a) Watermain - estimated $0.90 per foot frontage for 15 years plus cost of lateral service.

(b) Sanitary Sewer - $1.24 per foot frontage for 15 years plus interest and cost of lateral service.

(c) Roadway - actual cost when constructed.

(d) Culvert and driveway ramp - actual cost with installation to be under City specifications and supervision.

(2) Sewer surcharge 17¢ per sq. ft. over 3,000 sq. ft. of building.

(3) Within two years from obtaining title to the property a building of not less than 20,000 sq. ft. will be constructed.

(4) The consideration for the option of $100.00 will be applied on the purchase price when the option is exercised.

(See By-Law No. 6528) *CARRIED*

9. That it be declared desirable that the construction of the following watermains should be undertaken as local improvements:

(a) 12" Main - Portsmouth Avenue from Curtis Crescent to King Street, and

(b) 12" Main - Lappan's Lane from a point 503 feet north Counter Street to Dalton Avenue

-and-

That a by-law be presented to Council to authorize the construction of the following watermains at a total estimated cost of $171,763.00 under the provisions of Section 8 of *The Local Improvement Act:*

(a) 12" Main - Portsmouth Avenue from Curtis Crescent to King Street at total estimated cost of $87,387., and

(b) 12" Main - Lappan's Lane from 503 feet north of Counter Street to Dalton Avenue at total estimated cost of $84,376.

(Note: 1969 Capital Budget Quota presently provides:

(a) Portsmouth Avenue - $22,000.
(b) Lappan's Lane - $43,800.)

(See By-Law No. 6529 & 6531) *CARRIED*

Report No. 111 - Finance and Accounts Committee (cont'd)

10. That a by-law be presented to Council to authorize the construction of a 12" Watermain in Dalton Avenue, as extended, from the east side of the C.P.R. Tracks westerly 1150 feet at a total estimated cost of $42,991.00 as a charge to the General Rate, to be recovered from sales of abutting industrial property.
(See By-Law No. 6530) *CARRIED*

11. That a by-law be presented to Council to amend the Capital Budget 1969-1973 (By-Law No. 6307) to re-allocate the following 1969 Capital Works Expenditures as follows:

	From	To
PUBLIC UTILITIES		
UNALLOCATED	$130,654.	-
(Decrease total to $139,346.)		
WATER DEPARTMENT		
- Dalton Ave. (C.P.R. Westerly 1150')	-	$42,991.
(Make Total Gen. Rate of $42,991.)		
LOCAL IMPROVEMENTS		
Watermains - *P.U.C.*		
- Dalton Ave. (Transfer to Gen. Rate)	$ 18,300.	-
- Portsmouth Ave.	-	$65,387.
(Increase to total of $87,387.)		
- Lappans Lane	-	$40,576.
(Increase to total of $84,376.)		

(See By-Law No. 6531) *CARRIED*

12. That the following budget appropriation amendment be approved:

	Increase	Decrease
FIRE DEPARTMENT		
ACQUISITION & OPERATION OF EQUIPMENT		
- Maintenance of Auto Equipment		
- 1944 La France Aerial - Repairs	$500.	-
FINANCE		
Unclassified		
- Contingencies	-	$500.

CARRIED

Respectfully submitted,

(signed) *E. V. Swain* (CHAIRMAN)
K. Keyes
W. T. J. Cook
K. G. Enright
K. W. Matthews
George N. Speal

UNFINISHED BUSINESS

Ald. Vosper enquired about the action being taken on his motion concerning glue sniffing.

Ald. Vosper stated that he had noticed that a number of vehicles are being parked in City Park for the winter.

Ald. Matthews stated that Mr. Mahoney had spoken to the Fire, Legislation and Housing Committee concerning glue sniffing and that an intensive speaking programme was being undertaken in the schools and at the classes at Frontenac School.

Ald. Cook stated that the Parks, Recreation and Property Committee were discussing the glue sniffing problem with Mr. Mahoney and the Police.

UNFINISHED BUSINESS (cont'd)

Ald. Cook stated that the matter of parking in City Park would be discussed at the next meeting of the Parks, Recreation and Property Committee. He suggested that winter parking in City Park should not be permitted.

Ald. Watts asked if Ald. Meister, the City's representative on Queen's University Housing Committee, could determine the number of vacant units in the Queen's University Students Housing Project in Calvin Park.

Ald. Meister stated that he would relay the question to the University's Committee for an answer and noted that he believed the completion date for a number of the units was in question.

Ald. Matthews referred to a recent statement of Ald. Speal's appearing in the Whig-Standard stating that he sensed that the Aldermen were playing the expressway for political reasons. Ald. Matthews stated that his 1968 slogan in the election campaign had been for "conscientious service". He stated further that he did not believe the Aldermen had petitions against the expressway. He stated also that he believed there was nothing wrong with having a vote of the electorate on the expressway.

Ald. Matthews stated that the annual cost for the expressway had been expressed as equivalent to the cost of a few packages of cigarettes for each phase and he noted that a number of phases when added together becomes a large increase to the taxpayer.

Ald. Matthews further stated that the recent vote on the expressway could have been 7-7 and thus have been defeated, which had been anticipated, but someone changed their mind.

Ald. Matthews stated that he was not an Alderman who used the Expressway politically. He further stated that the Real Estate Agents in the City have had a list of the houses that are to be acquired for the Expressway for a number of years and he suggested that the people to be affected should be notified as soon as possible in order that they may commence to re-locate.

Ald. Speal stated that he had received many calls and that the Traffic Administrator had received many visitors concerning the route of the expressway.

Ald. Speal stated that he believed in the rule of the majority and cited the recent action of Council concerning "limited dividend housing". He stated that he had been one of two Aldermen that had been in opposition, but once the majority of Council has approved of the project, he had done all in his power to expedite the issue.

Ald. Speal asked why a minority of Council should become obstructionists to an agreed upon policy. He stated that previous Councils and Planning Boards as well as the Ministers of Highways and Municipal Affairs had approved the Expressway. He further stated that this Council had approved the expressway by including the work in the 1969 Capital Budget and by collecting 10% of the costs in the 1969 taxes.

Ald. Speal also stated that the Planning Board was presently meeting four days each month to establish a revised official plan and that the approved expressway formed a basis for their deliberations. He stated that there had been no objections by this Council to the approval of Amendment 49 to the Official Plan, the expressway.

Ald. Speal stated that Council, by a vote of 9:5 had approved the start of the work to remove the Traffic Circle, but then that certain Aldermen don't believe in the rule of the majority. He stated that there would be a public meeting for citizens to attend to obtain information and to make their views known and that following this there would be an Ontario Municipal Board Hearing.

Ald. Kuyek stated that it was difficult to believe that the expressway proposals had originally been presented to Council honestly. She stated that it had been her belief that a vote for the removal of the Traffic Circle did not constitute a vote of approval for the expressway. Ald. Kuyek further stated that if Council is misinformed then she did not know what the citizens must believe and that the Ontario Municipal Board and petitions avail as the safeguard of the rights of the citizens.

UNFINISHED BUSINESS (cont'd)

Ald. Kuyek enquired as to how many members of Council study each clause of every report and stated that there were none. She stated that decisions on the clauses are made on the basis of an individual's knowledge and that in view of their knowledge the citizens have a right to object.

Ald. Watts requested clarification of a statement in the Whig-Standard that the public meeting on the expressway was to be held on the 19th, when he understood that it was scheduled for the 18th.

Ald. Watts stated that in connection with Council's approval of an application for a C.M.H.C. loan for Housing in a reduced amount (Council Meeting No. 23) that in the Finance Committee Ald. Enright, Ald. Speal and Ald. Keyes were recorded against the proposal and that it was on the Mayor's recommendation that a "no action" clause was presented in order that Council could vote to the proposal.

He stated that it was recorded in the Council minutes that Ald. Keyes and Ald. Speal, by motion, tried to refer the clause back to Committee and further that Ald. Enright, Ald. Keyes and Ald. Speal were recorded as opposed to the motion of Ald. Hunter and Ald. Watts approving the application to C.M.H.C. for a reduced loan.

Ald. Timmins asked that order be kept.

Mayor Swain stated that he would try if so directed by the members of Council, and noted that "Unfinished Business" was the same as "Members Time" where a free discussion on all subjects is permitted and the rules of order are relaxed. He suggested that the Caucus might consider recommending a revision to the Rules and stated that in the meantime he would proceed with "Unfinished Business" as other Mayors, which was through "Uncharted Waters".

Ald. Speal stated that the public meeting on the expressway was to be held in First Avenue School at 8:00 p.m. on Thursday, December 18, 1969.

Ald. Keenleyside asked what relief was planned for the traffic pressures on the Downtown Business District and on Brock Street.

Ald. Speal stated that, if the expressway was NOT approved, certain other things would have to be considered to be done to relieve the pressures. He stated that consideration would have to be given to banning of parking during the rush hours on the major streets and then to see what develops. He stated that if the parking ban did not work consideration would have to be given to widening other streets.

Ald. Watts stated that he noted the agenda for the Planning Board meeting to be held December 11th has an item concerning a $2,000. model. He stated further that at the last meeting of Council $3,700. had been provided to pay consultants to prepare an Official Plan amendment concerning the Sydenham Ward Urban Renewal area. Ald. Watts asked when the Sydenham Ward Urban Renewal Study Report would be officially presented to Council. He stated that he understood the Report went first to the Planning Board, then to the City, and then to the Governments. He further stated that he had been at the Ontario Municipal Board Hearing on the "freeze by-law" and at this Hearing a number of witnesses and a lawyer had been advised by the members of the Board not to speak about the Sydenham Ward Urban Renewal Study because City Council had not received it.

Ald. Watts stated that he questioned the need for a model and asked when Council would be receiving the Sydenham Ward Urban Renewal Study Report so that matters could proceed.

Mayor Swain stated that when Council makes its recommendation concerning the Sydenham Ward Urban Renewal Report to the Government, the Department of Municipal Affairs will ask that evidence of citizen examination and discussion of the proposals be produced. He stated that in this connection a public meeting was scheduled for December 10, 1969, at Sydenham School so that the details of the scheme could be presented to the citizens of Kingston and to the citizens in the general area affected in particular. He stated further that, if it became necessary, provision had been made to continue the public meeting on the following day.

UNFINISHED BUSINESS (cont'd)

Mayor Swain stated that the purpose of the meeting was to enable the Planning Board to obtain the thoughts of the people in the Sydenham Ward Urban Renewal Area, then to make an assessment of these thoughts, and then, having this, to make a recommendation to Council.

Mayor Swain stated further that throughout the discussions that have gone on, the Government had been asked for their comments which have been received, and now the City must take every step to see that the citizens are aware of the Urban Renewal proposals. He stated that when the recommendation of the Planning Board is received Council must make a decision and then the Government will make its decision. He also stated that in the meantime the City must provide adequate opportunities for citizens to see and to discuss the plan.

Mayor Swain stated that he could give no time schedule for receiving the Report.

BY-LAWS

Council consented to the addition of By-Laws 15 to 18 for presentation to Council, and to the withdrawal of By-Law 6.

(a) Moved by Ald. Matthews,
Seconded by Ald. Cook,

That By-Laws 1 to 5, 7 to 9, plus 15 to 18 receive their first reading.

CARRIED

(b) Moved by Ald. Cook,
Seconded by Ald. Enright,

That Council resolve itself into a Committee of the Whole to give By-Laws 2 to 5, 7 to 9, plus 15 to 18 their second reading.

Ald. Kuyek, Chairman.

CARRIED

(c) Moved by Ald. Enright,
Seconded by Ald. Speal,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

(d) Ald. Kuyek reported that By-Laws 2 to 5, 7 to 9, plus 15 to 18 had been considered in the Committee of the Whole and had received their second reading.

(e) Moved by Ald. Speal,
Seconded by Ald. Keyes,

That Rule 35 be suspended for the purpose of giving By-Laws 2, 8 and 9, plus 15 and 18 their third reading.

CARRIED

(f) Moved by Ald. Keyes,
Seconded by Ald. Matthews,

That By-Laws 2 and 8 to 15 plus 18 be given their third reading.

CARRIED

(1) A By-Law to Designate Certain Unsubdivided Lots in the City of Kingston as Areas of Subdivision Control (Waterfront).

(FIRST READING) (PROPOSED NO. 6519)
Clause 4, Report No. 110

FIRST READING - CARRIED 15:0

(2) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 88 - Repeal Section 1(4) of By-Law No. 6473 and Add New Section 17(a) to By-Law No. 24).

(THREE READINGS) (PROPOSED NO. 6520)
Clause 1, Report No. 88
&
Requirement of Department of Transport

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(3) A By-Law to Amend the Official Plan (Amendment No. 53: North Side Concession Street from Grey to Alfred Streets - Residential to Commercial).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6521)
Clause 1, Report No. 110

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(4) A By-Law to Authorize the Execution of an Agreement with Shell Canada Limited (Re-Zoning North Side of Concession Street from Grey to Alfred Streets).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6522)
Clause 2, Report No. 110

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(5) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Exception: North Side of Concession Street from Grey to Alfred Streets - C2 - Commercial).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6523)
Clause 3, Report No. 110

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(6) A By-Law to Fix the Price for Which the Westerly 59 Feet of the Closed Portion of Palace Road from Johnson Street, as Widened, Southerly to Sir John A. Macdonald Boulevard, Shall be Sold.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6524)
Clause 2, Report No. 111

WITHDRAWN

(7) A By-Law to Amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" (Amend Section 5 of Schedule "B").

(FIRST AND SECOND READINGS) (PROPOSED NO. 6525)
Clause 7, Report No. 111

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(8) A By-Law to Amend By-Law No. 99, "A By-Law to Authorize the Treasurer to Receive Advance Payments of Taxes and to Allow a Discount Thereon" (Increase Rate of Discount to 8% per annum effective January 1, 1970).

(THREE READINGS) (PROPOSED NO. 6526)
Clause 5, Report No. 111

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(9) A By-Law to Authorize the Execution of an Agreement with Cecil R. Henderson and Helen C. Henderson (Option to Purchase 160 Portsmouth Avenue).

(THREE READINGS) (PROPOSED NO. 6527)
Clause 6, Report No. 111

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(10) A By-Law to Authorize the Execution of an Agreement with Mrs. Mary Van Alstine (Sewer Easement from 61 Shaw Street Across South-Westerly Corner of Lot 3, Plan 793).

(THIRD READING) (NO. 6437)
Clause 13, Report No. 78

THIRD READING - CARRIED 15:0

(11) A By-Law to Authorize the Execution of an Agreement with Queen's University at Kingston (Parking Information Signs on Street Allowances).

(THIRD READING) (NO. 6476)
Clause 4, Report No. 88

THIRD READING - CARRIED 15:0

(12) A By-Law to Authorize the Construction of a Parking Lot on the North Side of Brock Street between Barrie and Clergy Streets (Old Fire Hall Site) and to Provide for the Issuing of Debentures in the Amount of $20,000.00.

(THIRD READING) (NO. 6503)
Clause 21, Report No. 100

(Note: Amended on Third Reading to include provision for issuing of Debentures).

THIRD READING - CARRIED 15:0

(13) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 101).

(THIRD READING) (NO. 6506)
Clause 1, Report No. 101

THIRD READING - CARRIED 15:0

(14) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clause 1, Report No. 101).

(THIRD READING) (NO. 6507)
Clause 1, Report No. 101

THIRD READING - CARRIED 15:0

(15) A By-Law to Authorize the Execution of an Agreement with J. Grant Clarke (Option to Purchase Approximately 25 Acres - Lappan's Lane).

(THREE READINGS) (PROPOSED NO. 6528)
Clause 8, Report No. 111

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(16) A By-Law to Authorize the Construction of Watermains in Portsmouth Avenue and in Lappan's Lane under the Provisions of Section 8 of The Local Improvement Act.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6529)
Clause 9, Report No. 111

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(17) A By-Law to Authorize the Construction of a 12 Inch Watermain in Dalton Avenue, as Extended, from the East Side of the C.P.R. Tracks Westerly 1150 Feet (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6530)
Clause 10, Report No. 111

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(18) A By-Law to Amend By-Law No. 6307, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1969-1973)" (Revision No. 8).

(THREE READINGS) (PROPOSED NO. 6531)
Clause 11, Report No. 111

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

MOTIONS

The following motion was considered:

(1) Moved by Ald. Timmins,
Seconded by Ald. Matthews,

That congratulations and best wishes be extended to three former Kingstonians recently elected as "Aldermen" in their respective cities:

- Mr. D. Soutter,
  Belleville Council

- Mr. D. Timbrell,
  North York Council

- Mr. Jack Andre,
  Orillia Council

CARRIED

(2) Moved by Ald. Meister,
Seconded by Ald. Speal,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 9:51 P.M.

(L.S.)

(signed) *T. J. McKibbin,*
CLERK-COMPTROLLER.

(signed) *E. V. Swain,*
MAYOR.

CITY COUNCIL MEETING NO. 25

The Regular Meeting of City Council Will be Held in the Council Chamber on Monday, December 22, 1969, at 8:00 p.m.

ROLL CALL

PRESENTATIONS

(1) Long Service Medals to Fire Department:

20 YEAR SERVICE MEDAL to:

Capt. V. Rochefort

25 YEAR SERVICE BAR to:

First Class Firefighter L. Begg
Motor Mechanic A. Law
Captain B. Nay
Captain G. Bridgen
Deputy Chief C. Sharman

(2) Safety Supply Company "Gold Helmet" to:

Fireman Thomas Garrison

whose life was saved at the Town & Country Restaurant fire by wearing a safety helmet.

TABLING OF DOCUMENTS

(1) Copies of Minutes of Meetings of the Suburban Road Commission held on October 17, November 21 and December 15, 1969.

MINUTES

That the minutes of City Council Meeting No. 24, held December 8, 1969, be adopted as printed.

COMMUNICATIONS

To be Filed:

(1) From Mrs. Miriam Benson and Family, thanking the members of Council for their expression of sympathy.

(2) From Mr. Syl Apps, M.P.P., Kingston and the Islands, acknowledging receipt of Council's resolution (R.99(3)69) requesting broader power for municipalities to control unnecessary noise.

(3) From the Community Planning Branch, Department of Municipal Affairs, notifying that the Draft plan of Condominium of J. Macciochi & Sons Limited, Block 63, Plan 54, has been approved.

(4) From the Kingston Rotary Club, extending an invitation to the members of Council to attend their first meeting of 1970 on January 8th at 12:15 p.m. at the La Salle Hotel.

(5) From the City of Sault Ste. Marie, notifying of their endorsation of Council's resolution (R.65(1)69) concerning the Landlord and Tenant Act.

(6) From the Township of Niagara, acknowledging receipt of Council's resolution (R.98(1)69) having regard to the Preservation of Historical Buildings and notifying that the resolution was referred to the Council-elect for the Town of Niagara-on-the-Lake for consideration in 1970.

(7) From the Department of Municipal Affairs, acknowledging receipt of Council's resolution (R.98(1)69) concerning the Preservation of Historical Buildings and stating:

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(7) (cont'd)

> *" ... the subject matter of the resolution is one which has received and is continuing to receive a great deal of study by the Province and your Council's resolution will undoubtedly be of assistance in this regard. We will, of course, be very much interested in the extent of support that the resolution receives from the other interested groups and municipalities to which it has been distributed."*

(8) From the City of Ottawa, notifying of their endorsation of Council's resolution (R.98(1)69) concerning the Preservation of Historical Buildings.

(9) From the City of Sarnia, notifying of their endorsation of Council's resolution (R.83(1)69) concerning increased Social Services payments.

(10) From the City of Woodstock, notifying of their endorsation of Council's resolution (R.99(3)69) regarding noise.

(11) From the City of Sarnia, notifying that Council's resolution (R.99(3)69) requesting broader powers for municipalities to control unnecessary noise was NOT endorsed.

To be Referred to the Fire, Legislation and Housing Committee:

(12) From the City of Windsor, requesting that their following resolution be endorsed:

> *"WHEREAS it is necessary for purposes of clarifying and simplifying the voting procedures at municipal elections to amend existing legislation; and*
>
> *WHEREAS needless confusion is caused by the creation of two categories of municipal electors, viz. "REGULAR VOTERS", entered on the Voters' List under the provisions of The Voters' List Act and Section 37 of The Municipal Act, and "RESIDENT VOTERS", entered on a special Voters' List under the provisions of The Municipal Franchise Extension Act; and*
>
> *WHEREAS, generally speaking, the only ballots which "RESIDENT VOTERS" are not entitled to use, are ballots for the election of Board of Education, Separate School Board, Public Utilities and questions involving financial matters; and*
>
> *WHEREAS very few questions in this category are currently being submitted to the electors for decision;*
>
> *THEREFORE be it resolved that the Minister of Municipal Affairs be requested to recommend an amendment to The Municipal Act, The Voters' List Act, The Municipal Franchise Extension Act and other relevant acts to provide for standard qualifications for all persons voting at municipal elections, as follows:*
>
> *(a) the full age of 21 years on polling day,*
> *(b) a Canadian Citizen or British Subject,*
> *(c) has resided in the municipality for the last six months next preceding polling day;*
>
> *and further, that such legislation provide that persons whose names have been omitted from the Voters' List may vote at predetermined central polls in the municipality after having satisfied the Clerk that they have the necessary qualifications and have taken the necessary declaration to that effect."*

COMMUNICATIONS (cont'd)

To be Referred to the Public Works Committee:

(13) From the *International Joint Commission*, notifying that a series of public hearings will be held in January and February of 1970 on Pollution of Lake Erie, Lake Ontario and the International Section of the St. Lawrence River in conjunction with the recently published Report to the Commission by its technical advisory boards. A hearing will be held in Brockville on February 6, 1970.

To be Referred to the Public Works Committee and to the Kingston Planning Board:

(14) From the Hon. Allan F. Lawrence, Minister of Mines, stating:

> *"There has been considerable public concern in favour of introducing strong province-wide legislation controlling the establishment, operation and rehabilitation of pits and quarries in Ontario. A small number of municipalities now have some by-laws regarding these matters. Some of the municipalities who have by-laws realize that too few funds and too little technical staff are available to administer proper control. In the past rehabilitation in many cases has been haphazard and many of these operating and abandoned quarries and pits have become eyesores on the landscape.*
>
> *In January 1969, I appointed a technical committee to study this problem, and as it is of considerable interest and concern to all our municipalities, I am enclosing a copy of the committee's report recommending some proposed legislation regarding the siting, operation and rehabilitation of all pits and quarries in the Province. In drafting the proposed legislation some 40 township by-laws were used as source material.*
>
> *Would you be good enough to bring this report before your council and advise me of your comments, suggestions and recommendations regarding this proposed legislation? May I have an answer from you by February 15, 1970?"*

To be Referred to the Traffic and Streets Committee:

(15) From the Public Utilities Commission, submitting a revised list of bus stops required to be established by the Bus route designated "Calvin Park via Union Street".

PETITIONS

REPORTS

REPORT NO. 112

To the Mayor and Members of Council Kingston, December 16, 1969.

The Traffic and Streets Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide:

(a) that parking be prohibited on the north side of Brock Street from Ontario Street easterly to the end of Brock Street; and

(b) that bus stops be established at the following locations so that bus service may be provided between downtown, Queen's University and Kingston General Hospital, McArthur College, St. Lawrence College, Elderly Citizens and Student Housing Complexes and neighbouring residential areas:

STREET OR INTERSECTION	AREA
Bagot (E/S) at Brock	from Brock northerly 60 feet
Bagot (W/S) at Johnson	from Johnson southerly 60 feet
Bagot (E/S) at William	from William northerly 60 feet
Bagot (W/S) at Earl	from Earl southerly 60 feet
Bagot (E/S) at Lower Union	from Lower Union northerly 60 feet
Bagot (W/S) at Lower Union	from Lower Union northerly 80 feet
Bagot (W/S) at Barrie	from Barrie northerly 80 feet
University (E/S) opposite Queen's Crescent	from 80 feet north of entrance to Queen's Campus northerly 80 feet
University (W/S) at Queen's Crescent	from Queen's Crescent northerly 80 feet
University (E/S) at Union	from 90 feet south of Union southerly 80 feet
University (W/S) at Union	from 100 feet south of Union southerly 80 feet
University (E/S) at Union	from 100 feet north of Union northerly 80 feet
University (W/S) at Union	from 100 feet north of Union northerly 80 feet
Union (N/S) at University	from 180 feet east of University easterly 80 feet
Union (S/S) at University	from 180 feet east of University easterly 80 feet
Union (N/S) at College	from College easterly 80 feet
Union (S/S) at Pembroke	from Pembroke westerly 80 feet
Union (N/S) opposite Alwington	80 feet
Union (S/S) at Sir John A. Macdonald Blvd.	from 150 feet east of Sir John A. Macdonald Blvd. easterly 80 feet
Union (N/S) at Sir John A. Macdonald Blvd.	from 150 feet west of Sir John A. Macdonald Blvd. westerly 80 feet
Union (N/S) at Gardiner	from Gardiner easterly 80 feet
Union (N/S) at Yonge	from Yonge westerly 60 feet
Mowat (E/S) at Baiden	from 100 feet north of Baiden northerly 80 feet

1. (b) cont'd.

STREET OR INTERSECTION	AREA
Mowat (E/S) at Forsythe	from Forsythe southerly 80 feet
Mowat (E/S) at Johnson	from Johnson southerly 80 feet
Churchill (S/S) at Portsmouth	from 100 feet east of Portsmouth easterly 80 feet

2. Resolved, that, as an extra to the 1969 Street Lighting Program improved street lighting be installed on McCauley Street and Daly Street by installation of three 400 Watt Mercury Vapour and two 175 Watt Mercury Vapour lights on McCauley Street and two 400 Watt Mercury Vapour and three 175 Watt Mercury Vapour lights on Daly Street on wood poles with overhead wiring as shown on Drawing No. 54-0-227/239, at a total estimated cost of $1,525.00 and annual cost to the City of $238.38.

3. That, a by-law be presented to Council to amend By-Law No. 645, "A By-Law to Prohibit the use of Street Allowances in the City of Kingston for Certain Purposes", to provide that notwithstanding anything to the contrary contained in By-Law No. 645, the owners of 338 Montreal Street shall be permitted to pave the portion of the street allowance in front of 338 Montreal Street between the sidewalk and the building and to a depth of 18 inches along James Street for approximately 45 feet and along Montreal Street for approximately 30 feet, on the understanding that such paved area will not be used to park vehicles.

Respectfully submitted,

CHAIRMAN

The Traffic and Streets Committee may present the following clause:

4. That the time of operation of the loading zone on the east side of Montreal Street between Princess and Queen Streets be extended from 1:00 p.m. to 6:00 p.m.

REPORT NO. 113

To the Mayor and Members of Council Kingston, December 11, 1969

The City of Kingston Planning Board reports and recommends as follows:

1. That, as recommended by the Finance Committee, a by-law be presented to Council to further amend By-Law No. 3078 as amended by By-Law No. 5140, to extend the temporary special zoning for Lot 5, Registered Plan 360, to November 10, 1970, contingent on the conditions, as set out below being enforced:

   "45. Notwithstanding anything to the contrary contained in this by-law, on Lot 5, Registered Plan No. 360, (a copy of which is attached herewith as Schedule "A") the following uses shall be permitted:

   (1) the storing of ornamental and concrete blocks provided that there is a twenty-five foot set-back from Princess Street;

   (2) the parking of trucks provided that they are screened from Princess Street and Hillendale Street by ornamental or concrete blocks."

2. That a by-law be presented to Council to amend Section 10.2.7 of By-Law No. 3078, "A Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas", by the insertion of the minimum floor area for Senior Citizen apartments so that Section 10.2.7 shall now read:

   Minimum Floor Area (per dwelling unit)

Two to five family dwelling	800 sq. ft.
Six or more family dwelling	700 sq. ft.
Bachelor apartment	300 sq. ft.
Senior Citizen apartments	450 sq. ft.

Respectfully submitted,

REPORT NO. 114

To the Mayor and Members of Council Kingston, December 16, 1969

The Rideaucrest Home Committee reports and recommends as follows:

1. That the acceptance of the tenders for Sundry Food Supplies, as recommended by the Purchasing Agent, for the period of January, February and March, 1970, as shown on the Summary of Tender No. 70-1, attached to the minutes of the Rideaucrest Home Committee of December 16, 1969, being the lowest or one of the lowest tenders received, be confirmed, ratified and approved.

2. That a liquor bar be set up in the Rideaucrest Home and a Social Hour established under the supervision of the Administrator for a trial period of six months, at which time the policy will be reviewed.

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 115

To the Mayor and Members of Council

Kingston, December 16, 1969.

The Committee on Social Services reports and recommends as follows:

1. That the following resolution of the City of Owen Sound be not endorsed.

"WHEREAS the Child Welfare Act, 1965 provided for the establishment of a Child Welfare Review Board of five persons to rule on any disagreement between the Province, a Children's Aid Society and the Council of a municipality with respect to the estimate of expenditures or on the portion of the estimate that is referable to the municipality; and

WHEREAS Bill No. 145 which has been given First Reading in the Legislature proposes to abolish The Child Welfare Review Board and to replace it with a Review Committee which in effect means that the Minister will have the sole right to arbitrate any disagreements as the new Committee will not have any power; and

WHEREAS the principle of appeal to a neutral third party (the Review Board) is an integral part of the Canadian democratic process;

THEREFORE BE IT RESOLVED that the Council of the City of Owen Sound petition the Ontario Government to withdraw the Section of Bill 145 which would repeal The Child Welfare Review Board and replace it with a Child Welfare Review Committee."

2. That the following resolution of the City of Kitchener be endorsed.

"WHEREAS the Ontario Health Services Insurance Plan scheduled to become effective in the Province of Ontario on October 1st, 1969, makes provision to cover only 90% of Ontario Medical Association's Schedule of Tariffs for physicians' services and prohibits any further coverage for these services; and

WHEREAS the said Plan makes no provision for medical service beyond physicians' services such as chiropractic, optical, dental and drug services; and

WHEREAS many thousands of Ontario residents have heretofore enjoyed these services on a 100% prepaid basis;

THEREFORE BE IT RESOLVED that the Council of the Corporation of the City of Kitchener make the strongest possible representation to the Government of the Province of Ontario to review and amend the "Ontario Health Services Insurance Plan" legislation to provide for 100% coverage of all available health and medical services."

Respectfully submitted,

(CHAIRMAN)

Public Works Report No. 116

December 15, 1969.

To the Mayor and Members of Council

Gentlemen:

The Public Works Committee recommends as follows -

1. That, since Mr. L.Bilow has not provided performance bond and since the conditional tender acceptance period has expired, 5000 c.y. of earth fill be purchased from K.Mulrooney Trucking Ltd., 22 Algonquin Terrace, Kingston, at 84¢ per c.y. and that the Purchasing Agent be authorized to negotiate further supplies.

2. That notwithstanding the provisions of By-law No. 14 - A By-law respecting sewers and drains - Mr. James R.Herrington be permitted to connect the roof drainage from the apartment building at 322 Brock St to a catch basin in Brock St provided a separate storm lateral is constructed and provided controlled flow roof drains are installed on the building.

3. That the following accounts be paid -

Ontario Equipment Northern Ltd - $787.55 - repair parts for gutter vacuum
Darlington Buildings Specialities Ltd - $1095.96 - steel sidewalk forms

4. That the tender of Standard Chemicals to supply 182 tons of liquid chlorine at a cost of $27,250.86 (T.I.P.) for use in the treatment of sewage effluent at the Sewage Treatment Plant, be accepted being the lowest tender received.

5. That, as recommended by J.D.Lee Engineering Ltd., the quotation of Industrial Electrical Contractors Ltd., in amount of $1000, for installation of electrical work to suppy and install 100A service, controls and connections to Division St Overpass stair heating cable in accordance with J.D.Lee Engineering Ltd Dwg 956C, Sheet 10A, Rev. 0, be accepted, this work having been authorized by City Council Report No.93, Clause 8B.

Respectfully submitted,

Chairman

THERE IS NO REPORT NO. 117

REPORT NO. 118

To the Mayor and Members of Council Kingston, December 17, 1969

The Committee on Finance and Accounts reports and recommends as follows:

1. That the following resolution of the City of London be endorsed:

> *"THAT WHEREAS all levels of government are concerned about the devastating effects of inflation;*
>
> *AND WHEREAS the Federal and Provincial Governments are discussing the need for price controls as a means of controlling inflation;*
>
> *AND WHEREAS recently announced price increases for hydro-electric power in Ontario will cause another round of price increases thereby contributing further to inflation;*
>
> *THEREFORE BE IT RESOLVED that the Government of Ontario be requested to rescind the announced hydro-electric power rate increase."*

2. That, as requested by the Industrial Commission, the Industrial Commission be authorized to fill the low lying land of the City on the south side of Dalton Avenue from the property line of Automatic Truck Scales of Canada westerly to the property line of Acme Window Cleaners (6.8 acres) at a cost not to exceed $3,000. per acre, using clean type fill from the dump if possible;

-and-

That provision for this expenditure be made in the 1970 Industrial Commission Budget.

3. That as recommended by the Industrial Commission, by-laws be presented to Council to authorize the sale of one acre, more or less (the last remaining parcel) on the south side of Elliot Avenue to Mr. Josiah H. Mason, for the price of $1,600. per acre plus,

(a) survey costs, and
(b) the cost of services as follows:

Watermain - $0.9019 per ft. frontage for 15 years, plus cost of lateral service;

Sanitary Sewer - $0.9835 per ft. frontage for 15 years, plus cost of lateral service;

Culvert and Driveway Ramp - actual cost;

Sewer Surcharge - 17¢ per sq. ft. over 3,000 sq. ft. of building;

and on the understanding that a building of 2,000 to 3,000 sq. ft. will be constructed within two years of obtaining title to the property.

4. That the City Treasurer be directed that at the adjourned tax sale to be held on February 18, 1970, no parcel of land be sold for less than the amount of the taxes and costs;

further, the Deputy City Clerk be authorized to purchase on behalf of the Corporation of the City of Kingston any of the following lands remaining unsold for the amount due, and provision for this expenditure be made in the 1970 budget:

Parcel 3

Homestead Land Holdings Ltd. Part Lots 128, 129, 130, Plan C22
Duff Street - Taxes and Costs: $3,350.41

Parcel 4

Homestead Land HoldingsLtd. Part Lot 100, Plan C22, Duff Street -
Taxes and Costs: $1,191.26

Parcel 8

George W. & Coral Oldford. Part Farm Lot 24, Con. II
Armadale Place Rear - Taxes and Costs: $124.94

5. That as recommended by the City Treasurer, a by-law be presented to Council to amend By-Law No. 2537, "A By-Law to Ratify and Confirm the Establishment of Petty Cash and Change Funds" to:

    (a) increase the petty cash fund for the storekeeper by $75.00, from $75.00 to $150.00, and

    (b) provide a Petty Cash Fund for the Police Department in the amount of $150.00.

6. That, as recommended by the Public Works Committee, 40 feet of widening be authorized to be acquired on the south side of Bath Road from the C.N.R. crossing westerly to the City Limits, as shown on Plans B335 and B335-1, to permit placement of surplus rock from presently approved project, with necessary survey costs, etc. to be charged to Work-in-Progress No. 5079.

7. That the unexpended balances in budget appropriations be used to finance over-expenditures for normal and necessary operating expenditures, it being understood that no new equipment will be purchased without specific authority.

8. That a by-law be presented to Council to authorize the acquisition of title to the "Breakwater" on the south side of King Street (known as the "beach" in front of Lot 23, Concession I, Kingston) presently leased from the Federal Government by Lease No. 1212 for the nominal sum of $1.00 SUBJECT to a restrictive covenant governing use for park, recreation and street purposes only, and with a proviso for reversion to the Crown if used in any other manner;

-and-

That authorization be granted to have an Ontario Land Surveyor prepare the necessary plans and descriptions which will be required.

Respectfully submitted,

(CHAIRMAN)

The Finance Committee may present the following:

9. That, as recommended by the Planning Board, the offer of Mr. Robert W. MacKenzie, B.Com., LL.B., MCD, AMTPI, MTPIC, Planning Consultant, be accepted to prepare the official plan and zoning by-law amendments for a designated waterfront area defined by a line located midway between King and Ontario Streets, West Street and Clarence Street at a cost not to exceed $____________ based on the following rates, etc.:

Consultant	$150. per six hour day
Draftsman	$ 50. per six hour day
Clerical	$ 30. per six hour day

plus properly incurred expenses and on the understanding that the City will be responsible for duplicating services and large scale presentation drawings.

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 10 receive their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 10 their second reading.

Ald. Matthews, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Laws 6 to 10 their third reading.

(e) That By-Laws 6 to 14 be given their third reading.

(1) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Exception: Use of Lot 5, Plan 360 - South-East Corner Princess Street and Hillendale Avenue).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6532)
Clause 1, Report No. 113

(2) A By-Law to Authorize the Execution of an Agreement with Hemlock Park Dairy Limited (Roof Drainage - 322 Brock Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6533)
Clause 2, Report No. 116

(3) A By-Law to Amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" (Roof Drainage - 322 Brock Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6534)
Clause 2, Report No. 116

(4) A By-Law to Authorize the Execution of an Agreement with Josiah H. Mason (Industrial Site - Elliot Avenue).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6535)
Clause 3, Report No. 118

(5) A By-Law to Authorize the Sale of Certain Land on Elliot Avenue to Josiah H. Mason (1 Acre Industrial Site).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6536)
Clause 3, Report No. 118

(6) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 112).

(THREE READINGS) (PROPOSED NO. 6537)
Clause 1, Report No. 112

(7) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes" (Boulevard Paving: 338 Montreal Street).

(THREE READINGS) (PROPOSED NO. 6538)
Clause 3, Report No. 112

(8) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Minimum Floor Area for Senior Citizens Apartments).

(THREE READINGS) (PROPOSED NO. 6539)
Clause 2, Report No. 113

(9) A By-Law to Amend By-Law No. 2537, "A By-Law to Ratify and Confirm the Establishment of Petty Cash and Change Funds" (Petty Cash Funds: Storekeeper and Police Department).

(THREE READINGS) (PROPOSED NO. 6540)
Clause 5, Report No. 118

(10) A By-Law to Authorize the Acquisition of the Title to the "Breakwater" on King Street.

(THREE READINGS) (PROPOSED NO. 6541)
Clause 8, Report No. 118

(11) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Traffic Signal Lights: Princess and Macdonnell Streets).

(THIRD READING) (NO. 6454)
Clause 2, Report No. 80

(12) A By-Law to Authorize the Execution of a Quit Claim Deed to The Frontenac County Board of Education for the Property Upon Which Winston Churchill Public School is Situate (Earl and Macdonnell Streets).

(THIRD READING) (NO. 6508)
Clause 7, Report No. 106

(13) A By-Law to Authorize the Construction of a Sanitary Sewer in the Industrial Park from North End Pumping Station Westerly (General Rate).

(THIRD READING) (NO. 6509)
Clause 12, Report No. 106

(14) A By-Law to Amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" (Amend Section 5 of Schedule "B").

(THIRD READING) (NO. 6525)
Clause 7, Report No. 111

MOTIONS

CITY COUNCIL MEETING NO. 25

The Regular Meeting of City Council Was Held in the Council Chamber on Monday, December 22, 1969, at 8:44 p.m., His Worship Mayor Swain presiding.

Moved by Ald. Cook,
Seconded by Ald. Enright,

That Rule 7 be suspended in order that the Council meeting may commence at 8:44 p.m.

CARRIED

ROLL CALL

Mayor Swain, Ald. Cook, Ald. Enright, Ald. Hunter, Ald. Keenleyside, Ald. Keyes, Ald. Kuyek, Ald. Matthews, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts. (13)

PRESENTATIONS

(1) Long Service Medals to Fire Department:

20 YEAR SERVICE MEDAL to:

Capt. V. Rochefort

25 YEAR SERVICE BAR to:

First Class Firefighter L. Begg
Motor Mechanic A. Law
Captain B. Nay
Captain G. Bridgen
Deputy Chief C. Sharman

(2) Safety Supply Company "Gold Helmet" to:

Fireman Thomas Garrison

whose life was saved at the Town & Country Restaurant fire by wearing a safety helmet.

TABLING OF DOCUMENTS

(1) Copies of Minutes of Meetings of the Suburban Road Commission held on October 17, November 21 and December 15, 1969.

(2) Copy of Decision of the Ontario Municipal Board dated December 17, 1969, NOT APPROVING the City's application for approval of By-Law No. 6285 (Zoning: Sydenham Ward Urban Renewal Area).

(Note: Copy of Decision distributed to each member of Council on December 19, 1969, with Council Agenda).

MINUTES

Moved by Ald. Speal,
Seconded by Ald. Timmins,

That the minutes of City Council Meeting No. 24, held December 8, 1969, be adopted as printed.

CARRIED

COMMUNICATIONS

To be Filed:

(1) From Mrs. Miriam Benson and Family, thanking the members of Council for their expression of sympathy.

(2) From Mr. Syl Apps, M.P.P., Kingston and the Islands, acknowledging receipt of Council's resolution (R.99(3)69) requesting broader power for municipalities to control unnecessary noise.

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(3) From the Community Planning Branch, Department of Municipal Affairs, notifying that the Draft plan of Condominium of J. Macciochi & Sons Limited, Block 63, Plan 54, has been approved.

(4) From the Kingston Rotary Club, extending an invitation to the members of Council to attend their first meeting of 1970 on January 8th at 12:15 p.m. at the La Salle Hotel.

(5) From the City of Sault Ste. Marie, notifying of their endorsation of Council's resolution (R.65(1)69) concerning the Landlord and Tenant Act.

(6) From the Township of Niagara, acknowledging receipt of Council's resolution (R.98(1)69) having regard to the Preservation of Historical Buildings and notifying that the resolution was referred to the Council-elect for the Town of Niagara-on-the-Lake for consideration in 1970.

(7) From the Department of Municipal Affairs, acknowledging receipt of Council's resolution (R.98(1)69) concerning the Preservation of Historical Buildings and stating:

> *" ... the subject matter of the resolution is one which has received and is continuing to receive a great deal of study by the Province and your Council's resolution will undoubtedly be of assistance in this regard. We will, of course, be very much interested in the extent of support that the resolution receives from the other interested groups and municipalities to which it has been distributed."*

(8) From the City of Ottawa, notifying of their endorsation of Council's resolution (R.98(1)69) concerning the Preservation of Historical Buildings.

(9) From the City of Sarnia, notifying of their endorsation of Council's resolution (R.83(1)69) concerning increased Social Services payments.

(10) From the City of Woodstock, notifying of their endorsation of Council's resolution (R.99(3)69) regarding noise.

(11) From the City of Sarnia, notifying that Council's resolution (R.99(3)69) requesting broader powers for municipalities to control unnecessary noise was NOT endorsed.

To be Referred to the Fire, Legislation and Housing Committee:

(12) From the City of Windsor, requesting that their following resolution be endorsed:

> *"WHEREAS it is necessary for purposes of clarifying and simplifying the voting procedures at municipal elections to amend existing legislation; and*
>
> *WHEREAS needless confusion is caused by the creation of two categories of municipal electors, viz. "REGULAR VOTERS", entered on the Voters' List under the provisions of The Voters' List Act and Section 37 of The Municipal Act, and "RESIDENT VOTERS", entered on a special Voters' List under the provisions of The Municipal Franchise Extension Act; and*
>
> *WHEREAS, generally speaking, the only ballots which "RESIDENT VOTERS" are not entitled to use, are ballots for the election of Board of Education, Separate School Board, Public Utilities and questions involving financial matters; and*
>
> *WHEREAS very few questions in this category are currently being submitted to the electors for decision;*

COMMUNICATIONS (cont'd)

To be Referred to the Fire, Legislation and Housing Committee (cont'd)

(12) (cont'd)

> *THEREFORE be it resolved that the Minister of Municipal Affairs be requested to recommend an amendment to The Municipal Act, The Voters' List Act, The Municipal Franchise Extension Act and other relevant acts to provide for standard qualifications for all persons voting at municipal elections, as follows:*
>
> *(a) the full age of 21 years on polling day,*
> *(b) a Canadian Citizen or British Subject,*
> *(c) has resided in the municipality for the last six months next preceding polling day;*
>
> *and further, that such legislation provide that persons whose names have been omitted from the Voters' List may vote at predetermined central polls in the municipality after having satisfied the Clerk that they have the necessary qualifications and have taken the necessary declaration to that effect."*

To be Referred to the Public Works Committee:

(13) From the *International Joint Commission*, notifying that a series of public hearings will be held in January and February of 1970 on Pollution of Lake Erie, Lake Ontario and the International Section of the St. Lawrence River in conjunction with the recently published Report to the Commission by its technical advisory boards. A hearing will be held in Brockville on February 6, 1970.

To be Referred to the Public Works Committee and to the Kingston Planning Boar

(14) From the Hon. Allan F. Lawrence, Minister of Mines, stating:

> *"There has been considerable public concern in favour of introducing strong province-wide legislation and controlling the establishment, operation and rehabilitation of pits and quarries in Ontario. A small number of municipalities now have some by-laws regarding these matters. Some of the municipalities who have by-laws realize that too few funds and too little technical staff are available to administer proper control. In the past rehabilitation in many cases has been haphazard and many of these operating and abandoned quarries and pits have become eyesores on the landscape.*
>
> *In January 1969, I appointed a technical committee to study this problem, and as it is of considerable interest and concern to all our municipalities, I am enclosing a copy of the committee's report recommending some proposed legislation regarding the siting, operation and rehabilitation of all pits and quarries in the Province. In drafting the proposed legislation some 40 township by-laws were used as source material.*
>
> *Would you be good enough to bring this report before your council and advise me of your comments, suggestions and recommendations regarding this proposed legislation? May I have an answer from you by February 15, 1970?"*

To be Referred to the Traffic and Streets Committee:

(15) From the Public Utilities Commission, submitting a revised list of bus stops required to be established by the Bus route designated "Calvin Park via Union Street".

To be Filed:

(16) From the Hon. E. J. Benson, thanking the members of Council for their expression of sympathy.

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(17) From the *Canada Safety Council* notifying:

(a) that the City of Kingston was one of 46 Canadian communities with a population of 40,000 or more which completed Safe-Driving Week 1969 without a fatal accident;

(b) that a Certificate of Commendation signed by His Excellency the Governor General of Canada will be presented in the near future.

(18) From the City of Windsor, notifying of their endorsation of Council's resolution (R.99(3)69) regarding noise.

To be Referred to the Social Services Committee:

(19) From the District of Parry Sound Municipal Association, requesting that their following resolution be endorsed:

"WHEREAS elected Municipal Councils are responsible for applying the mill rate and collecting the tax monies required to provide the various services to their respective Municipalities, AND,

WHEREAS in certain instances Councils have little or no say in determining how said tax monies will be spent, one such instance being the fifty-one Children's Aid Societies, each a private corporation totally financed by public funds and having a minimum number of Municipal Officials on the Boards of Directors, AND,

WHEREAS the Child Welfare Act is administered by Social Workers in the employ of C.A.S. Boards and the General Welfare Assistance Act is administered by Social Workers at the Municipal, District or County level, AND,

WHEREAS such administration creates duplication of services, both in the Administrative and actual Social Services rendered, thereby greatly increasing the cost to the taxpayer, AND,

WHEREAS in other than specialized services, Social Workers should be capable of administering to the needs of people of all ages,

BE IT RESOLVED that the Minister of Social and Family Services be requested to investigate the feasibility of amalgamating all Welfare Services to be administered under a Municipal, District, County or Regional Board as the case might be and to introduce the necessary legislation to bring all Welfare under one Administration."

(20) From the Regional Municipality of Ottawa-Carleton, requesting that their following resolutions be endorsed:

(a) "That the Provincial share of the cost of licensed nursing home care be calculated on the basis of the actual per diem rate charged by the home in which a patient is placed, less the per diem income of such patient instead of the present practice whereby the per diem income is subtracted from an arbitrary maximum of $9.50 before the subsidy is calculated."

-and-

(b) "WHEREAS the General Welfare Assistance Act does not permit payment of Provincial subsidies to a municipality in respect of assistance granted to a person in regular employment;

AND WHEREAS there are persons in regular employment who earn less than they would be eligible to receive under the provisions of the General Welfare Assistance Act;

COMMUNICATIONS (cont'd)

To be Referred to the Social Services Committee (cont'd)

(20) (cont'd)

(b) (cont'd)

AND WHEREAS there are persons in regular employment who, although they earn more than they would be eligible to receive under the provisions of the said Act, nevertheless receive less than their budgetary requirements as established thereunder;

AND WHEREAS there are persons in regular employment whose circumstances make it impossible from time to time for them to meet their basic needs within the limits of their budgetary requirements as established by the said Act;

AND WHEREAS the present legislation can have the effect of discouraging persons from seeking or keeping regular employment; can prevent effective assistance from reaching a class of persons who are most evidently deserving of the support and encouragement of the community; and can create an anomaly in the application of welfare legislation in that the legislation tends to prevent help being given to people who are trying to help themselves;

NOW THEREFORE BE IT AND IT IS HEREBY RESOLVED that the General Welfare Assistance Act and Regulations made thereunder be amended to permit Provincial sharing of the cost of assistance granted by municipalities to persons in regular employment who by reason of the inadequacy of the income derived therefrom or special circumstances suffer financial hardship.

That where the income derived from regular employment is less than budgetary requirements of the persons applying for assistance, the Province shall share in the cost of assistance granted to such persons up to the amount equal to the difference between the actual income derived from regular employment and the budgetary requirements; and that where special circumstances exist the Province will also share in the cost of assistance granted by municipalities for the period during which such circumstances cannot reasonably be mitigated."

To be Filed:

(21) From Mr. R. G. Harding, M.I.M.A., Assessment Commissioner, City of Kingston, thanking the members of Council and the Civic Staff for their co-operation and assistance in the past, and requesting that the full support of all concerned be afforded to Mr. Thomas Ryder, the new Regional Assessment Commissioner for Frontenac and Lennox & Addington.

(22) From the Public Utilities Commission, notifying of the Commission's concurrence of clause 10, Report No. 106, concerning the land exchange proposals for Queen's University insofar as it affects the Commission.

(23) From the City of Windsor, notifying of their endorsement of Council's resolution (R.98(1)69) requesting the enactment of legislation to permit municipalities to preserve and protect buildings of particular architectural and historic merit.

Which Has Been Referred to the Planning Board:

(24) From Dr. John J. Deutsch, Principal and Vice-Chancellor, Queen's University, submitting the comments of the University on the overall scheme prepared by the Planning Consultants, Wyllie, Ufnal, Weinberg & Scheckenberger, concerning urban renewal in Sydenham Ward.

PETITIONS

REPORTS

Ald. Speal presented Report No. 112 of the Traffic and Streets Committee as follows.

Council consented to the addition of clause 4 for presentation to Council.

Moved by Ald. Speal, seconded by Ald. Vosper, That Report No. 112 of the Traffic and Streets Committee be received and adopted clause by clause.

REPORT NO. 112

To the Mayor and Members of Council Kingston, December 16, 1969

The Traffic and Streets Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide:

   (a) that parking be prohibited on the north side of Brock Street from Ontario Street easterly to the end of Brock Street; and

   (b) that bus stops be established at the following locations so that bus service may be provided between downtown, Queen's University and Kingston General Hospital, McArthur College, St. Lawrence College, Elderly Citizens and Student Housing Complexes and neighbouring residential areas:

STREET OR INTERSECTION	AREA
Bagot (E/S) at Brock	from Brock northerly 60 feet
Bagot (W/S) at Johnson	from Johnson southerly 60 feet
Bagot (E/S) at William	from William northerly 60 feet
Bagot (W/S) at Earl	from Earl southerly 60 feet
Bagot (E/S) at Lower Union	from Lower Union northerly 60 feet
Bagot (W/S) at Lower Union	from Lower Union northerly 80 feet
Bagot (W/S) at Barrie	from Barrie northerly 80 feet
University (E/S) opposite Queen's Crescent	from 80 feet north of entrance to Queen's Campus northerly 80 feet
University (W/S) at Queen's Crescent	from Queen's Crescent northerly 80 feet
University (E/S) at Union	from 90 feet south of Union southerly 80 feet
University (W/S) at Union	from 100 feet south of Union southerly 80 feet
University (E/S) at Union	from 100 feet north of Union northerly 80 feet
University (W/S) at Union	from 100 feet north of Union northerly 80 feet
Union (N/S) at University	from 180 feet east of University easterly 80 feet
Union (S/S) at University	from 180 feet east of University easterly 80 feet
Union (N/S) at College	from College easterly 80 feet
Union (S/S) at Pembroke	from Pembroke westerly 80 feet
Union (N/S) opposite Alwington	80 feet

Report No. 112 - Traffic and Streets Committee (cont'd)

1. (cont'd)

(b) (cont'd)

STREET OR INTERSECTION	AREA
Union (S/S) at Sir John A. Macdonald Blvd.	from 150 feet east of Sir John A. Macdonald Blvd. easterly 80 feet
Union (N/S) at Sir John A. Macdonald Blvd.	from 150 feet west of Sir John A. Macdonald Blvd. westerly 80 feet
Union (N/S) at Gardiner	from Gardiner easterly 80 feet
Union (N/S) at Yonge	from Yonge westerly 60 feet
Mowat (E/S) at Baiden	from 100 feet north of Baiden northerly 80 feet
Mowat (E/S) at Forsythe	from Forsythe southerly 80 feet
Mowat (E/S) at Johnson	from Johnson southerly 80 feet
Churchill (S/S) at Portsmouth	from 100 feet east of Portsmouth easterly 80 feet.

(See By-Laws No. 6537 and 6551) *CARRIED*

2. That, as an extra to the 1969 Street Lighting Program, improved street lighting be installed on McCauley Street and Daly Street by installation of three 400 Watt Mercury Vapour and two 175 Watt Mercury Vapour lights on McCauley Street and two 400 Watt Mercury Vapour and three 175 Watt Mercury Vapour lights on Daly Street on wood poles with overhead wiring as shown on Drawing No. 54-0-227/239, at a total estimated cost of $1,525.00 and annual cost to the City of $238.38.

CARRIED

3. That, a by-law be presented to Council to amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes", to provide that notwithstanding anything to the contrary contained in By-Law No. 645, the owners of 338 Montreal Street shall be permitted to pave the portion of the street allowance in front of 338 Montreal Street between the sidewalk and the building and to a depth of 18 inches along James Street for approximately 45 feet and along Montreal Street for approximately 30 feet, on the understanding that such paved area will not be used to park vehicles.

(Ald. Enright abstained from voting due to a possible conflict of interest)

(See By-Law No. 6538) *CARRIED 9:3*

4. That the time of operation of the loading zone on the east side of Montreal Street between Princess and Queen Streets be extended from 1:00 p.m. to 6:00 p.m.

(See By-Law No. 6537) *CARRIED 12:1*

Respectfully submitted,

(signed) G. N. Speal (CHAIRMAN)
Geo. Vosper
H. G. Hunter
D. J. Travers

Ald. Vosper presented Report No. 113 of the City of Kingston Planning Board as follows.

Moved by Ald. Vosper, seconded by Ald. Speal, That Report No. 113 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 113

To the Mayor and Members of Council Kingston, December 11, 1969

The City of Kingston Planning Board reports and recommends as follows:

Report No. 113 - City of Kingston Planning Board (cont'd)

1. That, as recommended by the Finance Committee, a by-law be presented to Council to further amend By-Law No. 3078 as amended by By-Law No. 5140, to extend the temporary special zoning for Lot 5, Registered Plan 360, to November 10, 1970, contingent on the conditions, as set out below being enforced:

"45. Notwithstanding anything to the contrary contained in this by-law, on Lot 5, Registered Plan No. 360, (a copy of which is attached herewith as Schedule "A") the following uses shall be permitted:

(1) the storing of ornamental and concrete blocks provided that there is a twenty-five foot set-back from Princess Street;

(2) the parking of trucks provided that they are screened from Princess Street and Hillendale Street by ornamental or concrete blocks."

(See By-Law No. 6532) *CARRIED 12:1*

(Ald. Speal abstained from voting due to a possible conflict of interest)

2. That a by-law be presented to Council to amend Section 10.2.7 of By-Law No. 3078, "A Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas", by the insertion of the minimum floor area for Senior Citizen apartments so that Section 10.2.7 shall now read:

Minimum Floor Area (per dwelling unit)	
Two to five family dwelling	800 sq. ft.
Six or more family dwelling	700 sq. ft.
Bachelor apartment	300 sq. ft.
Senior Citizen apartments	450 sq. ft.

(See By-Law No. 6539) *CARRIED*

Respectfully submitted,

(signed) *G. N. Speal*
E. V. Swain
G. W. Vosper

Ald. Enright presented Report No. 114 of the Rideaucrest Home Committee as follows.

Moved by Ald. Enright, seconded by Ald. Keenleyside, T hat Report No. 114 of the Rideaucrest Home Committee be received and adopted clause by clause.

REPORT NO. 114

To the Mayor and Members of Council Kingston, December 16, 1969

The Rideaucrest Home Committee reports and recommends as follows:

1. That the acceptance of the tenders for Sundry Food Supplies, as recommended by the Purchasing Agent, for the period of January, February and March, 1970, as shown on the Summary of Tender No. 70-1, attached to the minutes of the Rideaucrest Home Committee of December 16, 1969, being the lowest or one of the lowest tenders recieved, be confirmed, ratified and approved.

CARRIED

2. That a liquor bar be set up in the Rideaucrest Home and a Social Hour established under the supervision of the Administrator for a trial period of six months, at which time the policy will be reviewed.

CARRIED 11:2

(See the following motions which were lost).

Report No. 114 - Rideaucrest Home Committee (cont'd)

Moved by Ald. Kuyek,
Seconded by Ald. Keyes,

That clause 2, Report No. 114 be amended by deleting all words after the word "Home" and substituting the following therefor:

> *"to be supervised by an elected committee of home residents, such policy to be subject to review by a joint committee of residents, staff and council at the end of six months."*

LOST 3:10

Moved by Ald. Matthews,
Seconded by Ald. Timmins,

That clause 2, Report No. 114 be amended to read:

> *"That the Rideaucrest Residents' Committee be asked to consider the question of a vote of the residents for or against a Liquor Bar in Rideaucrest."*

LOST 3:10

Respectfully submitted,

(signed) King G. Enright (CHAIRMAN)
J. L. Keenleyside
D. J. Travers
E. Watts

Ald. Enright presented Report No. 115 of the Committee on Social Services as follows.

Moved by Ald. Enright, seconded by Ald. Keenleyside, That Report No. 115 of the Committee on Social Services be received and adopted clause by clause.

REPORT NO. 115

To the Mayor and Members of Council Kingston, December 16, 1969

The Committee on Social Services reports and recommends as follows:

1. That the following resolution of the City of Owen Sound be not endorsed:

> *"WHEREAS the Child Welfare Act, 1965 provided for the establishment of a Child Welfare Review Board of five persons to rule on any disagreement between the Province, a Children's Aid Society and the Council of a municipality with respect to the estimate of expenditures or on the portion of the estimate that is referable to the municipality; and*
>
> *WHEREAS Bill No. 145 which has been given First Reading in the Legislature proposes to abolish The Child Welfare Review Board and to replace it with a Review Committee which in effect means that the Minister will have the sole right to arbitrate any disagreements as the new Committee will not have any power; and*
>
> *WHEREAS the principle of appeal to a neutral third party (the Review Board) is an integral part of the Canadian democratic process;*
>
> *THEREFORE BE IT RESOLVED that the Council of the City of Owen Sound petition the Ontario Government to withdraw the Section of Bill 145 which would repeal The Child Welfare Review Board and replace it with a Child Welfare Review Committee."*

(REFERRED BACK TO COMMITTEE)

Report No. 115 - Social Services Committee (cont'd)

2. That the following resolution of the City of Kitchener be endorsed:

"WHEREAS the Ontario Health Services Insurance Plan scheduled to become effective in the Province of Ontaril on October 1st, 1969, makes provision to cover only 90% of Ontario Medical Association's Schedule of Tariffs for physicians' services and prohibits any further coverage for these services; and

WHEREAS the said Plan makes no provision for medical service beyond physicians' services such as chiropractic, optical, dental and drug services; and

WHEREAS many thousands of Ontario residents have heretofore enjoyed these services on a 100% prepaid basis;

THEREFORE BE IT RESOLVED that the Council of the Corporation of the City of Kitchener make the strongest possible representation to the Government of the Province of Ontario to review and amend the 'Ontario Health Services Insurance Plan' legislation to provide for 100% coverage of all available health and medical services."

CARRIED

Respectfully submitted,

(signed) King G. Enright (CHAIRMAN)
J. L. Keenleyside
D. J. Travers
E. Watts

Ald. Keyes presented Report No. 116 of the Public Works Committee as follows.

Moved by Ald. Keyes, seconded by Ald. Hunter, That Report No. 116 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 116

To the Mayor and Members of Council Kingston, December 15, 1969

The Public Works Committee reports and recommends as follows:

1. That, since Mr. L. Bilow has not provided performance bond and since the conditional tender acceptance period has expired, 5000 c.y. of earth fill be purchased from K. Mulrooney Trucking Ltd., 22 Algonquin Terrace, Kingston, at 84¢ per c.y. and that the Purchasing Agent be authorized to negotiate further supplies.

CARRIED 12:1

2. That notwithstanding the provisions of By-Law No. 14, "A By-Law Respecting Sewers and Drains", Mr. James R. Herrington be permitted to connect the roof drainage from the apartment building at 322 Brock St. to a catch basin in Brock Street provided a separate storm lateral is constructed and provided controlled flow roof drains are installed on the building.

(See By-Laws No. 6533 and 6534) *CARRIED*

3. That the following accounts be paid:

Ontario Equipment Northern Ltd. - $787.55 - repair parts for gutter vacuum
Darlington Buildings Specialties Ltd. - $1,095.96 - steel sidewalk forms.

CARRIED

4. That the tender of Standard Chemicals to supply 182 tons of liquid chlorine at a cost of $27,250.86 (T.I.P.) for use in the treatment of sewage effluent at the Sewage Treatment Plant, be accepted being the lowest tender received.

CARRIED

Report No. 116 - Public Works Committee (cont'd)

5. That, as recommended by J. D. Lee Engineering Ltd., the quotation of Industrial Electrical Contractors Ltd., in amount of $1,000., for installation of electrical work to supply and install 100A service, controls and connections to Division St. Overpass stair heating cable in accordance with J. D. Lee Engineering Ltd. Dwg. 956C, Sheet 10A, Rev. 0, be accepted, this work having been authorized by City Council Report No. 93, Clause 8B.

CARRIED

Respectfully submitted,

(signed) K. Keyes (CHAIRMAN)
H. G. Hunter
D. G. Timmins
G. W. Vosper
E. Watts

Ald. Matthews presented Report No. 117 of the Committee on Fire, Legislation and Housing as follows.

Council consented on a vote of 10:3 to the presentation of Report No. 117 which did not appear on the Agenda.

Moved by Ald. Matthews, seconded by Ald. Travers, That Report No. 117 be received and adopted clause by clause.

(See following motion)

Moved by Ald. Speal,
Seconded by Ald. Vosper,

That Council refer Report No. 117 to the Planning Board.

CARRIED 12:1

REPORT NO. 117

To the Mayor and Members of Council Kingston, December 22, 1969

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That, as recommended by the Housing Sub-Committee, Council concur in the recommendation of the Board of Directors of Ontario Housing Corporation that the contract for the following units of rent-geared-to-income housing be awarded to Headway Corporation Limited, for construction on land located on the north side of Weller Avenue, at Wiley Street:

Family Housing - 184 units consisting of sixteen 2-bedroom, one hundred and thirty 3-bedroom, and thirty-eight 4-bedroom units at a total estimated price, including land, of $2,947,740.00, with an average price of $16,020.00; and

Senior Citizen Accommodation - fifty-two 1-bedroom units at a total estimated price, including land, of $530,400.00, with an average price of $10,200.00, and further

That the 62 units of family housing which had been scheduled for construction on Guthrie Drive in Crestview Subdivision, also be constructed by Headway Corporation Limited at Weller Avenue and Wiley Street.

REFERRED TO THE PLANNING BOAR

2. That approval of Clause 1 be subject to the following conditions, and in the event that these conditions are not met, the project shall be referred back to the Fire, Legislation and Housing Committee:

(1) That the Planning Board and Council approve an amendment to Zoning By-Law No. 3078 and any necessary Official Plan amendment to rezone the following areas:

Report No. 117 - Fire, Legislation and Housing Committee (cont'd)

2. (cont'd)

(1) (cont'd)

Parcel One: approximately 35 acres of land located north of Weller Avenue between Noble and Butler Streets, with a frontage of 1,275 feet on Weller Avenue and a depth of 1,226± feet (now zoned M2 and R2 residential).

Parcel Two: all of the residential lots and a 324 ft. strip of unused land on the north side of Weller Avenue between Noble Street and Division Street, now zoned industrial. (Carried 2:1).

Parcel Three: all of the land lying west of Noble Street north of the Briceland Farm and east of the C.P.R. right of way and south of Weller Avenue. (Carried 2:1).

all as illustrated on a sketch prepared by the Planning Department dated December 22, 1969.

(2) That Headway Corporation Limited submit a plan of subdivision for the approximately 35 acres of land owned by them north of Weller Avenue that is acceptable to the Planning Board and Council, and that the servicing be installed in accordance with the standard form of subdivision agreement.

(3) That an agreement is reached with the owner of the Frontenac Quarries property that the use of the property as a Quarry will be discontinued.

REFERRED TO THE PLANNING BOARD

Respectfully submitted,

(signed) K. W. Matthews (CHAIRMAN)
D. J. Travers
Joan Kuyek
D. G. Timmins

Ald. Keyes presented Report No. 118 of the Finance and Accounts Committee as follows.

Council consented to the addition of clause 9 as printed on the agenda, and amended to read as follows:

"That, as recommended by the Planning Board, the offer of Mr. Robert W. MacKenzie, B.Com., LL.B., MCD, AMTPI, MTPIC, Planning Consultant, be accepted to prepare the official plan and zoning by-law amendments for the Sydenham Ward Urban Renewal Area at a cost not to exceed $2,940. based on the following rates, etc.:

Consultant	$150. per six hour day
Draftsman	$ 50. per six hour day
Clerical	$ 30. per six hour day

plus properly incurred expenses and on the understanding that the City will be responsible for duplicating services and large scale presentation drawings."

Council also consented to the addition of clauses 10 and 13 to 18 for presentation to Council.

Moved by Ald. Keyes, seconded by Ald. Enright, That Report No. 118 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 118

To the Mayor and Members of Council Kingston, December 17, 1969

The Committee on Finance and Accounts reports and recommends as follows:

1. That the following resolution of the City of London be endorsed:

   "THAT WHEREAS all levels of government are concerned about the devastating effects of inflation;

   AND WHEREAS the Federal and Provincial Governments are discussing the need for price controls as a means of controlling inflation;

   AND WHEREAS recently announced price increases for hydro-electric power in Ontario will cause another round of price increases thereby contributing further to inflation;

   THEREFORE BE IT RESOLVED that the Government of Ontario be requested to rescind the announced hydro-electric power rate increase."

   CARRIED 12:1

2. That, as requested by the Industrial Commission, the Industrial Commission be authorized to fill the low lying land of the City on the south side of Dalton Avenue from the property line of Automatic Truck Scales of Canada westerly to the property line of Acme Window Cleaners (6.8 acres) at a cost not to exceed $3,000. per acre, using clean type fill from the dump if possible;

   -and-

   That provision for this expenditure be made in the 1970 Industrial Commission Budget.

   CARRIED 12:0

   (Mayor Swain abstained from voting)

3. That as recommended by the Industrial Commission, by-laws be presented to Council to authorize the sale of one acre, more or less (the last remaining parcel) on the south side of Elliot Avenue to Mr. Josiah H. Mason, for the price of $1,600. per acre plus,

   (a) survey costs, and
   (b) the cost of services as follows:

   Watermain - $0.9019 per ft. frontage for 15 years, plus cost of lateral service;

   Sanitary Sewer - $0.9835 per ft. frontage for 15 years, plus cost of lateral service.

   Culvert and Driveway Ramp - actual cost;

   Sewer Surcharge - 17¢ per sq. ft. over 3,000 sq. ft. of building;

   and on the understanding that a building of 2,000 to 3,000 sq. ft. will be constructed within two years of obtaining title to the property.

   (See By-Laws No. 6535 and 6536) *CARRIED*

4. That the City Treasurer be directed that at the adjourned tax sale to be held on February 18, 1970, no parcel of land be sold for less than the amount of the taxes and costs;

   further, the Deputy City Clerk be authorized to purchase on behalf of the Corporation of the City of Kingston any of the following lands remaining unsold for the amount due, and provision for this expenditure be made in the 1970 budget:

   Parcel 3

   Homestead Land Holdings Ltd. Part Lots 128, 129, 130, Plan C22
   Duff Street - Taxes and Costs: $3,350.41

Report No. 118 - Finance and Accounts Committee (cont'd)

4. (cont'd)

Parcel 4

Homestead Land Holdings Ltd. Part Lot 100, Plan C22,
Duff Street - Taxes and Costs: $1,191.26

Parcel 8

George W. & Coral Oldford. Part Farm Lot 24, Con. II
Armadale Place Rear - Taxes and Costs: $124.94

CARRIED

5. That as recommended by the City Treasurer, a by-law be presented to Council to amend By-Law No. 2537, "A By-Law to Ratify and Confirm the Establishment of Petty Cash and Change Funds" to:

(a) increase the petty cash fund for the storekeeper by $75.00, from $75.00 to $150.00, and

(b) provide a Petty Cash Fund for the Police Department in the amount of $150.00.

(See By-Law No. 6540)

CARRIED

6. That, as recommended by the Public Works Committee, 40 feet of widening be authorized to be acquired on the south side of Bath Road from the C.N.R. crossing westerly to the City Limits, as shown on Plans B335 and B335-1, to permit placement of surplus rock from presently approved project, with necessary survey costs, etc. to be charged to Work-in-Progress No. 5079.

CARRIED

7. That the unexpended balances in budget appropriations be used to finance over-expenditures for normal and necessary operating expenditures, it being understood that no new equipment will be purchased without specific authority.

CARRIED

8. That a by-law be presented to Council to authorize the acquisition of title to the "Breakwater" on the south side of King Street (known as the "beach" in front of Lot 23, Concession I, Kingston) presently leased from the Federal Government by Lease No. 1212, for the nominal sum of $1.00 SUBJECT to a restrictive covenant governing use for park, recreation and street purposes only, and with a proviso for reversion to the Crown if used in any other manner;

-and-

That authorization be granted to have an Ontario Land Surveyor prepare the necessary plans and descriptions which will be required.

(See By-Law No. 6541)

CARRIED

9. That, as recommended by the Planning Board, the offer of Mr. Robert W. MacKenzie, B.Com., LL.B., MCD, AMTPI, MTPIC, Planning Consultant, be accepted to prepare the official plan and zoning by-law amendments for the Sydenham Ward Urban Renewal Area at a cost not to exceed $2,940. based on the following rates, etc.:

Consultant	$150.00 per six hour day
Draftsman	$ 50.00 per six hour day
Clerical	$ 30.00 per six hour day.

plus properly incurred expenses and on the understanding that the City will be responsible for duplicating services and large scale presentation drawings.

CARRIED AS AMENDED 12:1
(Ald. Matthews opposed)

Report No. 118 - Finance and Accounts Committee (cont'd)

10. That the following budget appropriation amendment be approved:

	Increase	Decrease
POLICE DEPARTMENT		
Salaries - Overtime	$13,484.	-
FINANCE		
Interest on Temporary Borrowings	-	$13,484.

CARRIED

11. NOT PRESENTED.

12. NOT PRESENTED.

13. That, as recommended by the Traffic and Streets Committee, by-laws be presented to Council:

(a) to amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes", and

(b) to authorize the execution of an agreement with Queen's University,

to permit the installation of an overhead wire between the buildings at 31 and 32 Queen's Crescent for the purpose of an intercommunication system.

(See By-Laws No. 6547 and 6548) *CARRIED*

14. That List of Accounts No. 11 dated November 30, 1969, in the amount of $2,225,457.90 for expenditures incurred under proper authorization be confirmed.

(Note: Copies of List of Accounts distributed to all members of Council with Finance Agenda).

CARRIED

15. That a by-law be presented to Council to fix the price for which the westerly 59 feet of the closed portion of Palace Road from Johnson Street, as widened, southerly to Sir John A. Macdonald Boulevard, shall be sold at $2,000. plus survey and legal costs and be subject to easements for services and utilities, if any, on, over or under the land.

CARRIED

(See By-Law No. 6549)

16. That, as recommended by the Airport Commission, the following budget appropriation amendment be approved in order to permit roof repairs;

	Increase	Decrease
AIRPORT COMMISSION		
Building Maincenance - Roof Repairs:	$3,300.	-
Maintenance - Sub Contracts:	-	$2,500.
Contingencies:		800.

CARRIED

17. That:

(a) third reading of By-Law No. 6499, "A By-Law to Authorize the Execution of an Agreement with Her Majesty the Queen, Represented by the Minister of Highways (Expressway & Local Roads from Traffic Circle Area to Montreal Street)" be REPEALED;

(b) the Ontario Municipal Board be asked to hold their Hearing on January 6, 1970, in the evening instead of 2 p.m.

(Note: Hearing set on construction by-law for January 6, 1970, at 2:00 p.m. in the Council Chambers subject to passing clause 17(a)).

CARRIED

Report No. 118 - Finance and Accounts Committee (cont'd)

18. That a portion of Phase II, being 19'11" ± (fronting on Queen Street) by 159'1" ± as shown on Public Utilities Commission Drawing #80-0-114/1 be authorized to be purchased from the Public Utilities Commission for the sum of $7,160.00 in order to provide additional land for the Police Headquarters building, on the understanding:

(a) that the City will remove the oil storage tank adjacent to the coke shed;

(b) that the City will arrange suitable graded access to all P.U.C. areas shown shaded green and red on drawing #80-0-114/1;

(c) that construction of the proposed parking garage will be the first phase of the Police building construction, and during construction of this part the P.U.C. will be permitted to use the space between the City owned building on Ontario/Queen Street intersection and the Commission's office building as a parking area;

(d) that when the new Police parking garage has been completed the Commission will give up the area mentioned in (c) above and the City will provide ten parking spaces in the Police Parking Garage for the Commission's use until such time as the Commission's Administration Offices are moved out of the Queen Street area and the City takes title to Phase II as originally agreed;

-and-

that provision for the expenditure of $7,160.00 be made in the 1970 budget for payment in June of 1970.

CARRIED 10:3

Respectfully submitted,

(signed) *E. V. Swain* (CHAIRMAN)
K. Keyes
W. T. J. Cook
King G. Enright
K. W. Matthews
G. N. Speal

UNFINISHED BUSINESS

Ald. Hunter stated:

"The human frailties of mankind is one of the disadvantages that humans have lived with for many generations.

I recognize this fact and do not consider myself any exception to the rule.

However, I do base my life on certain principals, which have sustained me for 54 years, and I will stand or fall on those principals.

Some members of this Council and some members of the public have seen fit to challenge my actions with regard to my vote on the Expressway.

These people have had their say. I have not been allowed the opportunity to defend my action, but this ten minutes is mine and now I can speak.

One thing I learned very early in my Council experience is, the City Council operates under a Democratic system.

To some it may not be the best system, but it has stood the test of time.

During the past weeks I have been accused of changing my mind, selling people down the river etc., but no one can ever honestly accuse me of deliberately trying to obstruct the democratic wishes of Council.

I have brought issues before Council and argued for them with all the force I could use, and have lost them by a majority vote of Council.
I have always believed it to be my duty as an elected representative of Council to carry out the wishes of Council, even when I did not always agree with their decision; I hope I never change.

UNFINISHED BUSINESS (cont'd)

It was stated in the Whig-Standard on Dec. 17th and I might add, quite correctly, what I said to the electors one year ago. 'When the east span of the causeway is raised, Counter Street is widened and the Traffic Circle removed, there would be no need for the expressway.' Well the causeway has been done, Counter Street has been done, but the traffic circle still remains. If that means I have changed my mind, then I am guilty. I must say however that I have been tried and convicted already on that count by private meetings held in my neighbourhood which I was refused permission to attend, so that I could defend my position.

It seems very clear to me, that someone had to be sacrificed to satisfy some people, and if this is the case I am glad that someone was me, because I know another who was sacrificed and crucified, for doing what He believed was good for all people, and His good work is still remembered some two thousand years later.

There are those who believe it to be a crime for an elected person to change their mind and it couldn't matter less what the reason was.

All I can say is I forgive them, but I thank God that the courts of our land do not pick Judges and Jurys from these kind of people, because it would not matter how overwhelming the evidence was justice could not prevail."

Ald. Cook stated that the "free skating" schedule at the Youth Centres would be published soon in the Whig-Standard.

Ald. Cook also stated that freezing of five of the major outdoor rinks was being commenced.

In answer to a question from Ald. Timmins, Ald. Cook stated that there was a program of events planned for the Frontenac Community Public School during the Christmas Holidays.

Ald. Speal thanked the Parks Department for the Christmas decoration that was delivered to him.

Ald. Watts stated that he hoped the Mayor would take the first opportunity to approach the Government of Ontario to obtain tax relief.

Mayor Swain stated that he would make an announcement on January 5, 1970.

BY-LAWS

Council consented to the addition of By-Laws 15 to 17, 22 to 24 plus 26 for presentation to Council.

(a) Moved by Ald. Matthews,
Seconded by Ald. Cook,

That By-Laws 1 to 10, 22 to 24 and 26 receive their first reading.

CARRIED

(b) Moved by Ald. Cook,
Seconded by Ald. Enright,

That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 10, 22 to 24, plus 26, their second reading.

Ald. Matthews, Chairman.

CARRIED

(c) Moved by Ald. Enright,
Seconded by Ald. Speal,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

(d) Ald. Matthews reported that By-Laws 1 to 10, 22 to 24, plus 26 had been considered in the Committee of the Whole and had received their second reading.

(e) Moved by Ald. Speal,
Seconded by Ald. Keyes,

That Rule 35 be suspended for the purpose of giving By-Laws 6 to 10 plus 26 their third reading.

CARRIED

(f) Moved by Ald. Keyes,
Seconded by Ald. Matthews,

That By-Laws 6 to 17 plus 26 be given their third reading.

CARRIED

(1) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Exception: Use of Lot 5, Plan 360 - South-East Corner Princess Street and Hillendale Avenue).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6532)
Clause 1, Report No. 113

FIRST READING - CARRIED 11:1
SECOND READING - CARRIED 11:1

(Ald. Vosper opposed)
(Ald. Speal abstained from voting)

(2) A By-Law to Authorize the Execution of an Agreement with Hemlock Park Dairy Limited (Roof Drainage - 322 Brock Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6533)
Clause 2, Report No. 116

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0

(3) A By-Law to Amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" (Roof Drainage - 322 Brock Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6534)
Clause 2, Report No. 116

FIRST READING - CARRIED 13:0
SECOND READING _ CARRIED 13:0

(4) A By-Law to Authorize the Execution of an Agreement with Josiah H. Mason (Industrial Site - Elliot Avenue).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6535)
Clause 3, Report No. 118

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0

(5) A By-Law to Authorize the Sale of Certain Land on Elliot Avenue to Josiah H. Mason (1 Acre Industrial Site).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6536)
Clause 3, Report No. 118

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0

(6) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clauses 1 & 4, Report No. 112).

(THREE READINGS) (PROPOSED NO. 6537)
Clauses 1 & 4, Report No. 112

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0
THIRD READING - CARRIED 13:0

(7) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes" (Boulevard Paving: 338 Montreal Street).

(THREE READINGS) (PROPOSED NO. 6538)
Clause 3, Report No. 112

FIRST READING - CARRIED 11:1
SECOND READING - CARRIED 11:1
(Ald. Matthews opposed)
(Ald. Enright abstained from voting)
THIRD READING - CARRIED 12:0
(Ald. Enright abstained from voting)

(8) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Minimum Floor Area for Senior Citizens Apartments).

(THREE READINGS) (PROPOSED NO. 6539)
Clause 2, Report No. 113

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0
THIRD READING - CARRIED 13:0

(9) A By-Law to Amend By-Law No. 2537, "A By-Law to Ratify and Confirm the Establishment of Petty Cash and Change Funds" (Petty Cash Funds: Storekeeper and Police Department).

(THREE READINGS) (PROPOSED NO. 6540)
Clause 5, Report No. 118

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0
THIRD READING - CARRIED 13:0

(10) A By-Law to Authorize the Acquisition of the Title to the "Breakwater" on King Street.

(THREE READINGS) (PROPOSED NO. 6541)
Clause 8, Report No. 118

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0
THIRD READING - CARRIED 13:0

(11) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Traffic Signal Lights: Princess and Macdonnell Streets).

(THIRD READING) (NO. 6454)
Clause 2, Report No. 80

THIRD READING - CARRIED 13:0

(12) A By-Law to Authorize the Execution of a Quit Claim Deed to The Frontenac County Board of Education for the Property Upon Which Winston Churchill Public School is Situate (Earl and Macdonnell Streets).

(THIRD READING) (NO. 6508)
Clause 7, Report No. 106

THIRD READING - CARRIED 13:0

(13) A By-Law to Authorize the Construction of a Sanitary Sewer in the Industrial Park from North End Pumping Station Westerly (General Rate).

(THIRD READING) (NO. 6509)
Clause 12, Report No. 106

THIRD READING - CARRIED 13:0

(14) A By-Law to Amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" (Amend Section 5 of Schedule "B").

(THIRD READING) (NO. 6525)
Clause 7, Report No. 111

THIRD READING - CARRIED 13:0

(15) A By-Law to Authorize the Execution of an Agreement with the Canadian National Railway Company.

(THIRD READING) (NO. 6225)
Clause 13, Report No. 117, 1968

THIRD READING - CARRIED 13:0

(16) A By-Law to Authorize the Execution of an Agreement with the Public Utilities Commission of the City of Kingston (4 Bus Shelters).

(THIRD READING) (NO. 6474)
Clause 3, Report No. 88

THIRD READING - CARRIED 13:0

(17) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes" (Additional Bus Shelters and Queen's University Parking Information Signs).

(THIRD READING) (NO. 6475)
Clauses 3 and 4, Report No. 88

(18) NOT PRESENTED.

(19) NOT PRESENTED.

(20) NOT PRESENTED.

(21) NOT PRESENTED.

(22) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes" (Overhead Wire Connecting 31 and 32 Queen's Crescent).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6547)
Clause 13, Report No. 118

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0

(23) A By-Law to Authorize the Execution of an Agreement with Queen's University at Kingston (Overhead Wire Connecting 31 and 32 Queen's Crescent).

(FIRST AND SECOND READINGS) (PROPOSED NO. 6548)
Clause 13, Report No. 118

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0

(24) A By-Law to Fix the Price at Which the Stopped Up Portion of Palace Road from Johnson Street, as Widened, Southerly to Sir John A. Macdonald Boulevard Shall be Sold.

12 24
6313
Hm.

(FIRST AND SECOND READINGS) (PROPOSED NO. 6549)
Clause 15, Report No. 118

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0

(25) NOT PRESENTED.

(26) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clause 1, Report No. 112).

(THREE READINGS) (PROPOSED NO. 6551)
Clause 1, Report No. 112

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0
THIRD READING - CARRIED 13:0

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